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JOURNAL
OF THE
HOUSE OF REPRESENTATIVES
OF THE
STATE OF INDIANA,
BEING THE
TWENTY-FIRST SESSION
OF THE
GENERAL ASSEMBLY;
COMMENCED AT INDIANAPOLIS,
ON MONDAY, THE FIFTH DAY OF DECEMBER, 1836.

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JOURNAL
OF THE
HOUSE OF REPRESENTATIVES

AT THE TWENTY-FIRST SESSION

OF THE

GENERAL ASSEMBLY OF THE STATE OF INDIANA,

Begun and held at the Capitol, in the Town of Indianapolis, on Monday the fifth day of December, in the year of our Lord one thousand eight hundred and thirty-six, being the day appointed by Law for the meeting of the General Assembly.

The following members of the House of Representatives appeared and took their seats, to-wit:

From the County of Dearborn—David Guard, Pinckney James, John P. Dunn, and Abel C Pepper.

From the County of Wayne—Richard J. Hubbard, Joseph Curtis, Nathan Smith, and Lot Bloomfield.

From the County of Rush—Alfred Posey, William P. Rush, and Benjamin F. Reeve.

From the County of Parke—George K. Steele, and Joseph A. Wright.

From the County of Fountain—Thomas J. Evans, and Robert McIntire.

From the County of Tippecanoe—Thomas B. Brown, and John W. Odell.

From the County of Henry—David Macy, and Richard Henderson.

From the County of Fayette—Caleb B. Smith, and Marks Crume.

From the County of Union—William Watt, and William H. Bennett.

From the County of Marion—Austin W. Morris, and Robert Hanna.

From the County of Shelby—Erasmus Powell, and Edward Gird.

From the County of Harrison—John Zenor, and William A. Porter.

From the County of Lawrence—Noah Boon, and Vincent Williams.

From the County of Franklin—Enoch McCarty, and Rufus Haymond.

From the County of Jefferson—Milton Stapp, Joseph G. Marshall, and John Chambers.

From the County of Washington—Robert Strain, and John Depaw.

From the County of Clark—William G. Armstrong, and Benjamin Ferguson.

From the County of Vermillion—Lewis Burns, and John Hoobler.

From the County of Bartholomew and part of Brown—John McKinney, and Thomas G. Lee.

From the County of Owen—Delana R. Eccles.

From the County of Greene—Joseph P. Storm.

From the County of Clay—Jesse J. Burton.

From the County of Warren and part of Jasper—Daniel Mace.

From the County of Clinton—Edwin Winship.

From the County of Carroll—Albert G. Hanna.

From the County of Monroe and part of Brown—William Berry.

From the County of Johnson—James Lusk.

From the County of Morgan—Hiram Matthews.

From the County of Hendricks—Thomas Nicholls.

From the County of Hancock—Thomas D. Walpole.

From the County of Boone—Abner H. Longley.

From the County of Madison—John H. Cook.

From the County of Hamilton—William Conner.

From the County of Allen—William Rockhill.

From the County of Elkhart—John Jackson.

From the County of Delaware—William Vanmetre.

From the County of Randolph—Zachariah Puckett.

From the County of Laporte—Lee H. T. Maxson.

From the County of Decatur—James Elder.

From the County of Ripley—Hezekiah Shook.

From the County of Switzerland—Joseph C. Eggleston.

From the County of Orange—Joel Vandever.

From the County of Posey—Robert D. Owen.

From the County of Vanderburg—William T. T. Jones.

From the County of Warrick—Christopher C. Graham.

From the County of Gibson—Smith Miller.

From the County of Cass—Graham N. Fitch.

From the County of Floyd—Henry P. Thornton.

From the County of Jackson—William Marshall.

From the County of Scott—Samuel S. Heath.

From the County of Jennings—Ezra F. Pabody.

From the County of Knox—John Myers.

From the County of Daviess—James Breeze.

From the County of Martin—John Riley.

From the County of Vigo—Thomas Dowling, and William Wines.

From the County of Sullivan—Joseph Briggs, and Samuel Brown.

From the County of Putnam—John S. Talbott, Isaac Mahan, and John W. Cunningham.

From the County of Montgomery—Thomas M. Curry, and Henry Lee.

From the County of Crawford—Isaac Sands.

From the County of Perry—Joshua B. Huckleby.

From the County of Spencer—Mason J. Howell.

From the Counties of Pike and Dubois—George H. Proffitt.

From the Counties of Huntington, Wells, Jay and Adams—John Burk.

From the Counties of Grant and Wabash—Josiah L. Wines.

From the Counties of Lagrange, Steuben, Dekalb and Noble—Thomas Gale.

From the Counties of Marshall, Kosciusko and Stark—Joel Long.

From the Counties of Porter and Newton—Benjamin McCarty.

From the Counties of White, Jasper and Pulaski—Robert Newell.

From the Counties of Miami and Fulton—William N. Hood.

From the County of St Joseph—Thomas D. Baird.

Who presented their credentials and were sworn into office by the Honorable Isaac Blackford, one of the Judges of the Supreme Court of this State.

The House then proceeded to the election of a Speaker, Messrs. Stapp and Bennett acting as tellers, and on counting the first ballot, it appeared that Caleb B. Smith had 84 votes, scattering 15 votes; Caleb B. Smith having received a majority of all the votes given, was declared duly elected Speaker, and was conducted to the Chair by Messrs. Hubbard and Brown of Tippecanoe, whence he made his acknowledgments to the House.

On motion of Mr. Posey,

The House proceeded to the election of Principal Clerk. Messrs. Posey and Vandever acting as tellers.

And on counting the first ballot, it appeared that Jehu T. Elliott received 99 votes.

Jehu T. Elliot having received all the votes given was declared duly elected; sworn into office by the Hon. Isaac Blackford, and entered upon the discharge of his duties.

On motion of Mr. Macy,

The House proceeded to the election of an Assistant Clerk.—Messrs. Macy and Strain acting as tellers.

On the first ballot

George P. R. Wilson	received	31	votes
R. C. Dungan	"	4	"
Daniel D. Pratt	"	32	"
J. O. Boggs	"	30	"

No person having received a majority of the votes given the House proceeded to a second balloting, when it appeared that

George P. R. Wilson	received	41	votes
Daniel D. Pratt	"	30	"
J. O. Boggs	"	27	"
R. C. Dungan	"	1	"

No person having received a majority of all the votes, the House proceeded to a third balloting, when it appeared that

George P. R. Wilson received 51 votes

Daniel D. Pratt " 30 "

J. O. Boggs " 18 "

George P. R. Wilson having received a majority of all the votes given was declared duly elected, sworn into office by the Hon. Isaac Blackford and entered upon the discharge of his duties.

On Motion of Mr. Howell,

The House proceeded to the election of an Enrolling Clerk.— Messrs Howard and Crume acting as tellers.

And upon taking the first ballot, Samuel J. Stuart received 63 votes, Benjamin F. McCarty 36 votes.

Samuel J. Stewart having received a majority of all the votes given was declared duly elected Enrolling Clerk, was sworn into office and entered upon the discharge of his duties.

On motion of Mr. Hanna of Marion,

The House adjourned until 2 o'clock P. M.

2 o'clock P. M.

The House met.

On motion of Mr. Bennet,

The House proceeded to the election of a Door-keeper. Messrs. Bennett and Steel acting as tellers.

And on counting the first ballot, it appeared that James Fislar had received a majority of all the votes given, was declared duly elected; sworn into office and entered upon the discharge of his duties.

Mr. Evans moved the adoption of the following Resolution.

Resolved, That this House proceed now to the election of a Sergeant-at-arms.

And the Ayes and Noes being called on the adoption thereof,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Bloomfield, Briggs, Breeze, Brown of S., Brown of T., Burk, Burns, Burton, Conner, Cook, Cunningham, Curry, Curtis, Dowling, Dunn, Evans, Gale, Gird, Graham, Guard, Hanna of C., Hanna of M., Haymond, Heath, Henderson, Hoobler, Hood, Howell, Huckleby, Jackson, James, Jones, Long, Longly, Lusk, Mace, Macy, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McCarty of P. & N., McIntire, McKinney, Miller, Morris, Myers, Newell, Nicholls, Odell, Owen, Pabody, Proffitt, Puckett, Riley, Rockhill, Rush, Sands, Smith, Steele, Storm, Talbott, Thornton, Vanmetre, Walpole, Wines, of V., Wines of G. & W., Winship, Wright, and Mr. Speaker.—74.

Those who voted in the negative are,

Messrs. Armstrong, Berry, Boone, Chambers, Crume, Depaw, Ec-

les, Eggleston, Elder, Furguson, Hubbard, Lee of B., Pepper, Porter, Posey, Powell, Reeve, Shook, Stapp, Strain, Vandever, Watt, Williams and Zenor.—24.

And so said resolution was adopted.

The House then proceeded to the election of a Sergeant-at-arms. Messrs. Watt and Brown of Tippecanoe acting as tellers.

On the first ballot

Puett	received	45	votes
Barkwell	"	10	"
Johnson	"	19	"
Smith	"	6	"
Goram	"	3	"
Wilson	"	11	"
McGrew	"	3	"
Scattering	"	1	"

No person having received a majority of all the votes given, the House proceeded to a second balloting, when it appeared that

William Puett	received	63	votes
Johnson	"	20	"
Scattering	"	15	"

William Puett having received a majority of all the votes given was declared duly elected, sworn into office by the Hon. Isaac Blackford and entered upon the discharge of his duties.

On motion of Mr. Vandever.

Resolved, That the Clerk of this House inform the Senate, that the House of Representatives have convened, formed a quorum, elected Caleb B. Smith, Speaker; Jehu T. Elliot, Principal Clerk; George P. R. Wilson, Assistant Clerk; Samuel J. Stuart, Enrolling Clerk; William Puett, Sergeant-at-arms; and James Fislar, Door-keeper; and are now ready to proceed to legislative business.

The following message was received from the Senate by Mr. Test, their Principal Secretary.

MR. SPEAKER—

I am directed by the Senate to inform the House of Representatives, that the Senate have convened, formed a quorum, elected Charles H. Test, Principal Secretary; Ebenezer Dumont, Assistant Secretary; Hudson Parke, Enrolling Secretary; George W. Moore, Sergeant-at-arms; and Oliver Morse, Door-keeper; and that they are ready to proceed to legislative business.

On motion of Mr. Evans,

Resolved, That a committee of one be appointed on the part of this House, to act with a similar committee to be appointed on the part of the Senate, to wait on the Rev. J. W. McKennon, and request him to attend in the Representatives' Hall, *instantly*, to open the present Session of the General Assembly, by solemn prayer, and that the Senate be requested to reciprocate this resolution, and that seats be provided for them on the right of the Speaker's Chair.

Ordered, That Mr. Evans be that committee on the part of this House.

On motion of Mr. Ferguson,

Resolved, That a committee of two on the part of this House be appointed to act with a similar committee to be appointed on the part of the Senate, to wait on his Excellency the Governor, and inform him that the two Houses of the General Assembly have convened; elected their Officers; and are ready to receive any communication he may be pleased to make to them; and to ascertain of him at what time he will make such communication.

Ordered, That Messrs. Ferguson and Macy be that committee on the part of this House.

On motion of Mr. Evans,

Resolved, That Gen. Marston G. Clarke, who is now on a visit to this place, and who for many years has rendered great service both in the battle field, and in the Councils of the State, be invited to a seat within the Hall during his stay; and that the Door-keeper be directed to provide a seat.

Mr. Hanna of Marion moved the adoption of the following resolution.

Resolved, That in addition to the several Standing Committees, there be a Committee appointed on Receipts and Expenditures,—which

On motion of Mr. Stapp,

Was laid on the table.

On motion of Mr. Burton,

Resolved, That the Rules, and Joint-rules adopted at the last Session of the General Assembly by the House of Representatives for their government, be adopted for the government of this House during its present Session; and, that in addition to the usual Committees of this House, there be appointed a Standing Committee on Corporations; and that the Senate be informed of the adoption on the part of this House of the Joint-rules of the last Session.

Mr. Miller moved the adoption of the following resolution.

Resolved, That the Printers for the State be authorized to print one hundred copies of the Rules and Joint-rules adopted by the House, for the use of the members thereof.

Mr. Depaw moved,

To amend said resolution, by striking therefrom the words "one hundred" and inserting in lieu thereof, the words "two hundred," when,

On motion of Mr. Stapp,

Said resolution and pending amendment were laid on the table.

On motion of Mr. Dowling,

Resolved, That Douglass & Noel of the Indiana Journal; Bolton & Livingston of the Indiana Democrat; Moses M. Henkle of the Indiana Farmer; and such other Editors of Public Journals as may desire it, be permitted to occupy seats within the bar of this House as Repor-

ters of the proceedings thereof; and that places be assigned them by the Speaker.

The following message was received from the Senate by Mr. Test, their Principal Secretary:

Mr. SPEAKER—

I am instructed by the Senate to inform the House of Representatives that they have adopted the following resolution:

Resolved, That the Joint-rules which were in force for the government of the last General Assembly, be adopted by the Senate as the Rules of joint action for the present Session.

Also, That they have adopted the following resolution.

Resolved, That the Senate reciprocate the resolution of the House of Representatives, in relation to the opening the General Assembly by solemn prayer, and that Mr. Vawter be appointed a committee on the part of the Senate.

The Senate then came into the Hall and took their seats on the right of the Speaker's Chair; the President of the Senate on the right of the Speaker, when

The Rev. J. W. McKennon came in attended by the joint committee appointed for that purpose, and addressed the Throne of Grace with solemn prayer, when,

The Senate returned to their Chamber.

Mr. Owen moved,

The adoption of the following resolution.

Resolved, That the Door-keeper of the House be instructed to contract with the Editors of the Democrat, Journal, and Farmer, to furnish for distribution at the expense of the State, five of their respective papers to each member and officer of this House, as they are published during the Session, to be delivered at their Desks respectively.

Mr. Storm moved,

To amend said resolution by striking out the word "five" and inserting in lieu thereof "ten" when a division of the question was called for, and was thereupon put on the first branch thereof, to wit: on striking out: and was decided in the negative.

Mr. Crume then moved,

That the House adjourn until to-morrow morning, 9 o'clock; which motion was lost.

Mr. Burton moved,

To amend said resolution by adding thereto the following:

"And that they be delivered to the members, enveloped—ready to be placed in the mail."

Which motion was negatived.

And the question then recurring on the adoption of said resolution, and the Ayes and Noes being requested thereon by two members,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Berry, Bloomfield, Boone, Briggs, Brown

of S., Brown of T., Burk, Burns, Burton, Conner, Cook, Curry, Curtis, Depaw, Dowling, Dunn, Eccles, Elder, Evans, Ferguson, Fitch, Gale, Gird, Graham, Guard, Hanna of C., Hanna of M., Haymond, Hoobler, Hood, Howell, Hubbard, Huckleby, James, Jones, Lee of B. & B., Lee of M., Long, Longly, Lusk, Mace, Macy, Marshall of Jackson, Marshall of Jefferson. Matthews, Maxson, McCarty of F. McCarty of P. & N., McIntire, McKinney, Miller, Morris, Myers, Newell, Nicholls, Odell, Owen, Pepper, Porter, Powell, Proffitt, Puckett, Reeve, Rockhill, Rush, Sands, Smith, Steele, Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Watt, Wines, of V., Wines of G. & W., Winship, Zenor, and Mr. Speaker.—81.

Those who voted in the negative are,

Messrs. Bennett, Breeze, Chambers, Crume, Cunningham, Eggleston, Henderson, Jackson, Mahan, Pabody, Posey, Riley, Shook, Stapp, Williams and Wright.—16.

On motion,

The House adjourned until to-morrow morning, 9 o'clock.

—o—

TUESDAY, DECEMBER 6, 1836.

The House met pursuant to adjournment.

Mr. Wright introduced a Bill

No. 1, To authorize a Special Session of the Vermillion Circuit Court, which (after a suspension of the rules)

Was read three times and passed.

Ordered, That it be entitled "An Act," and that the Clerk carry it to the Senate and ask their concurrence therein.

The Speaker laid before the House the following order of business.

1st. Reading the Journals.

2d. Petitions, Memorials, and Remonstrances.

3d. Reports from Standing Committees in the following order:

1st. On Elections.

2d. Of Ways and Means.

3d. On the Judiciary.

4th. On Education.

5th. On Military Affairs.

6th. On the Affairs of the State Prison.

7th. On the Affairs of the town of Indianapolis.

8th. On Claims.

9th. On Roads.

10th. On Canals and Internal Improvements.

11th. On Public Buildings.

12th. On Agriculture.

13th. On Corporations.

14th. On the State Bank.

4th. Reports from Joint Standing Committees in the following order:

1st. On Public Buildings.

2d. On the Canal Fund.

3d. On the State Library,

5th. Reports from Select Committees.

6th. Resolutions of the House.

7th. Joint Resolutions.

8th. Bills.

9th. Orders of the Day.

Mr. Evans offered the following resolution.

Resolved, That if the Senate concur, this House will on Friday next at 10 o'clock, A. M., proceed to the election of a U. S. Senator in place of the Hon. William Hendricks, whose term of service will expire on the 3d of March next.

Mr. Vandever moved,

To amend said resolution, by inserting "Thursday" in lieu of Friday.

Mr. Macy moved,

Further to amend by inserting "Wednesday" which was lost.

Mr. Proffitt moved,

To lay said resolution and pending amendment on the table,
And the Ayes and Noes being requested thereon by two members,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Briggs, Breeze, Brown of S., Burk, Burns, Conner, Curry, Dowling, Eggleston, Fitch, Gale, Graham, Guard, Hood, Huckeby, Jackson, Jones, Mace, Marshall of Jeff., McCarty of F., McCarty of P. & N., Miller, Morris, Odell, Owen, Porter, Proffitt, Sands, Thornton, Walpole, Wines of V., Wines of G. & W., and Zenor.—35.

Those who voted in the negative are,

Messrs. Bennet, Berry, Bloomfield, Boone, Brown of T., Burton, Chambers, Cook, Crume, Cunningham, Curtis, Depaw, Dunn, Eccles, Elder, Evans, Furguson, Gird, Hanna of C., Haymond, Heath, Henderson, Hoobler, Hubbard, James, Lee of B & B., Lee of M., Long, Longly, Lusk, Macy, Mahan, Marshall of Jackson, Matthews, Maxson, McIntire, McKinney, Myers, Newell, Nicholls, Pabody, Pepper, Posey, Powell, Puckett, Reeve, Riley, Rockhill, Rush, Shook, Smith, Stapp, Steele, Storm, Strain, Vandever, Vanmetre, Watt, Williams, Winship, Wright, and Mr. Speaker.—63.

And so said resolution and amendment was not laid on the table.

The resolution as amended was then adopted.

Ordered, That Mr. Evans be appointed Teller on the part of this House, and that the Clerk inform the Senate thereof.

Mr. Lee of B. & B. asked and obtained leave to introduce a petition accompanied by a Bill No. 2, to authorize the Johnson Circuit Court to hold a Special Session, which, (after a suspension of the rules)

Was three times severally read and passed.

Mr. Vandever offered the following resolution.

Resolved, That when this House goes into the election of U. States Senator, that instead of the usual method of balloting the votes shall be taken *viva voce*, the Senate concurring therein.

Mr. Stapp moved,

To lay said resolution on the table, which motion prevailed.

On motion of Mr. McCarty of F.,

Resolved, That the House when it adjourns this afternoon, shall adjourn till 2 o'clock to morrow afternoon.

On motion of Mr. Eccles,

Resolved, That the Secretary of State be requested to furnish one copy of the Journal of the last Session of this House, a copy of the Revised laws and each of the subsequent Acts of the Legislature of this State, for the use of each member of this House during the present Session.

On motion of Mr. Posey,

Resolved, That the lobby in the rear of the Speaker's Chair, be reserved exclusively for the use of the Ladies, and Gentlemen accompanying them—the members and officers of this House—the members and officers of the Senate, and the Judges of the Supreme and Circuit Courts, and that it be the duty of the Sergeant-at-arms and Door-keeper, to see that the Provisions of this resolution be observed.

Mr. Burton offered the following resolution:

Resolved, That this House will (the Senate concurring therein) proceed to the election of a President Judge in the 7th Judicial Circuit; a President Judge of the 6th Judicial Circuit; a President Judge of the 8th Judicial Circuit; and Prosecuting Attornies in the 8th, 2d, 4th and 5th Judicial Circuits, on Wednesday next, 2 o'clock, P. M., when,

On motion of Mr. Hanna of M.,

Said resolution was laid on the table.

Mr. Haymond offered the following resolution:

Resolved, That this House will (the Senate concurring) proceed to the election of Secretary of State, on Wednesday next, at the hour of 3 o'clock P. M.

Mr. Pepper moved,

To amend said resolution by inserting "Thursday," when,

On motion of Mr. Eccles,

Said resolution and pending amendment was laid on the table.

A message from the Senate by Mr. Test, their Principal Secretary:

MR. SPEAKER—

I am directed by the Senate to inform the House of Representatives, that they have reciprocated the resolution of the House, appointing a committee to act with a similar committee on the part of the Senate, to wait on his Excellency the Governor, and inform him that the two Houses of the General Assembly have convened, elected their Offi-

cers, and are ready to receive any communication he may be pleased to make to them; and to ascertain of him at what time he will make such communication.

And that Messrs. Sigler, and Thompson of Lawrence are appointed that committee on the part of the Senate.

Mr. Ferguson made the following Report.

MR. SPEAKER—

The joint-committee of the Senate and House of Representatives appointed to wait on his Excellency the Governor, and inform him of the organization of both Houses of the General Assembly; have discharged the duty assigned them, and have received from him information that he will meet both Houses in the Hall of the House of Representatives at 2 o'clock, this day, and make his annual communication by his Private Secretary.

Mr. Storm introduced a petition from the Board of Justices of Green County, praying a change of the mode of doing County business in said County; which without reading, was referred to a Select committee of Messrs. Storm, Eccles and Riley.

On motion of Mr. Haymond,

Resolved, That the Commissioners of the State House be required to have gates placed in the railing at the Eastern and Western sides of the Hall of the House of Representatives, as soon as practicable.

Mr. Graham offered the following resolution,

Resolved, That the Door-keeper be required to furnish at the expense of the State, two Thermometers to be placed in the Representative's Hall.

Mr. Crume moved,

To amend said resolution by embracing a "Clock," when,

On motion of Mr. Hubbard,

Said resolution and pending amendment was laid on the table.

On motion of Mr. Burns,

The resolution laid on the table on yesterday, on the subject of printing the Rules and Joint-rules of the House was taken up and adopted.

On motion of Mr. Evans.

The resolution laid on the table this morning, changing the mode of electing United States Senator, from ballot to *viva voce* was taken up.

And on the question "Shall said resolution be adopted," the Ayes and Noes being called for by two members, and

Those who voted in the affirmative are,

Messrs. Baird, Briggs, Brown of T., Burns, Cook, Crume, Curtis, Eccles, Gale, Graham, Heath, Howell, Hubbard, Lee of B. & B., Lee of M. Long, Mace, Marshall of Jeff., McKinney, Myers, Pepper, Riley, Rockhill, Shook, Stapp, Steele, Vandever, Walpole, Watt, Wines of G. & W., and Wright.—31.

Those who voted in the negative are,

Messrs. Armstrong, Bennett, Berry, Bloomfield, Boone, Breeze, Brown of S., Burk, Burton, Chambers, Conner, Cunningham, Curry, Depaw, Dowling, Dunn, Eggleston, Elder, Evans, Ferguson, Fitch, Gird, Guard, Hanna of C., Hanna of M., Haymond, Henderson, Hoobler, Hood, Huckleby, Jackson, James, Jones, Longly, Lusk, Mahan, Marshall of Jack., Matthews, Maxson, McCarty of F., McCarty of P. & N., McIntire, Miller, Morris, Newell, Nichols, Odell, Owen, Pabody, Porter, Posey, Powell, Proffitt, Puckett, Reeve, Rush, Sands, Smith, Strain, Talbott, Thornton, Vanmetre, Williams, Winship and Zenor.—66.

And the House adjourned.

2 o'clock, P. M.

The House met pursuant to adjournment.

On motion of Mr. McCarty of F.

Resolved, That the Senate be invited to attend *instantly* in the House of Representatives, for the purpose of having the Message of his Excellency the Governor, delivered to both Houses of the General Assembly, and that seats be provided for them on the right of the Speaker's Chair.

Mr. Vandever, (after having obtained leave) introduced a Bill, No. 3, on the subject of electing United States Senator, and other persons by the House of Representatives, which,

Was read the first time, and passed to a second reading on tomorrow.

A message from the Senate by Mr. Test, their Principal Secretary.

MR. SPEAKER—

I am directed by the Senate to inform the House of Representatives that they have passed the bills from the House of Representatives, entitled

No. 2. "An Act to authorize the Johnson Circuit Court to hold a Special Session."

Also,

No. 1. "An Act to authorize a Special Session of the Vermillion Circuit Court."

The latter with an amendment to which the concurrence of the House is requested.

They have, also, passed a resolution reciprocating the resolution of the House of Representatives, fixing on Thursday next at 10 o'clock A. M., for going into an election of United States Senator, to fill the place of the Hon. William Hendricks, whose term of Service will expire on the 3d of March next; and Mr. Vawter is appointed Teller on the part of the Senate.

Which amendment of the Senate to the Bill of the House No. 1, was concurred in.

The Senate then came into the Hall and took their seats on the right of the Speaker's Chair—The President of the Senate on the right of the Speaker.

His Excellency, the Governor, then came in attended by the Joint-committee appointed for that purpose, and in presence of both Houses delivered the following Message by Mr. Pratt, his Private Secretary:

GENTLEMEN OF THE SENATE, AND

OF THE HOUSE OF REPRESENTATIVES:

The duties imposed by our respective situations have summoned us to the capitol, at the time appointed by law, for the transaction of business connected with the public interests; and we have reason to rejoice that with the close of the seasons and of the year, our state and our citizens are left in the enjoyment of all the blessings attendant upon a free government, and an industrious prudent people. Labor and its products have been liberally rewarded; the soil has yielded its fruits in profusion; enterprise of every description has been fully compensated; the additions to our population have been unequalled; capital has been flowing in from every quarter; and whilst in the midst of an abundant prosperity, a degree of health hitherto unknown has pervaded the state. For all these our grateful acknowledgements are due to a munificent and *Divine Hand*.

The law changing the mode of obtaining supplies for the Treasury postponed the time for making a report of the assessments to the Auditor to the month of December, which precludes the Governor and Executive Officers from making you acquainted with its effects upon the revenue, or of presenting you with a prospective view of the state of the Treasury. It is supposed, however, that there will be a small increase of the nett proceeds compared with last year, and that the Treasury will be prepared to meet the ordinary demands upon it the ensuing year. The balance on hand at the date of the last report of the Treasurer, and the receipts from all sources the present year amount to \$123, 404 59. The payments made for the same time, including about \$5,000 on account of the State House, under the act of last session, amount to \$132,364 14, which leaves a balance of \$8,959 55, beyond the available means of the Treasury. Two years ago the Treasurer was authorized by law, to make a small loan to meet the remaining liabilities of the state for building and furnishing the State House. The claims intended to be provided for by the loan, were subsequently paid by the application of other funds in the hands of the Treasurer without resorting to the loan, and it is to this cause, in part, that may be ascribed the deficit exhibited in the report he will soon make.

Immediately following your adjournment of the last session, the 7th of the ensuing month, March, was designated as the day for the first meeting of the State Board of Internal Improvement; at which time, its members convened, complied with all the requisites and formalities of the law in its organization, and entered upon the discharge of its numerous and responsible duties. Fully sensible of the magni-

tude of the interests committed to its charge, and of the responsibility incurred by so large an expenditure on objects of deep interest to the state, the Board, after a free interchange of views and mature deliberation, decided upon its plans, and determined upon the measures to be pursued for their execution. Having assigned to each member the direction and superintendence of a portion of the work, the next duty to be performed preparatory to an enlarged sphere of active service was that of procuring the requisite number of Engineers. Before the whole force required could be organized it was found necessary to send to the eastern States; for which purpose the Chief Engineer on Canals, Mr. Williams, & Gen. Clendenin of the Board, visited several of the States, but returned without engaging an Engineer-in-chief for our roads and rail-ways, and without the desired number for the subordinate stations. This failure produced some delay in sending the necessary force to the field, which imposed an additional amount of labor upon the Engineer-in-chief and upon several of the commissioners: but by perseverance on their part nearly all the work was accomplished in conformity with the directions of the Board. A brief outline of the result of their labors I will now endeavor to lay before you.

The operations on the Wabash and Erie Canal have been steadily and energetically progressing. The navigation of the middle division from Fort Wayne to Huntington has been uninterrupted, and the severe tests to which it has been subjected by the frequent freshets of the summer and autumn, give satisfactory evidence of the skill and faithfulness of the officers and contractors entrusted with the work. Of the line between Huntington and Lafontain's creek, sixteen miles have been filled with water and made ready for navigation, and the remaining twenty miles are completed with the exception of a portion of the locks, which have been delayed by an unlooked for difficulty in procuring stone of an approved quality. From Lafontain's creek to Georgetown reasonable progress has been made and several sections are completed and received. Contracts have been recently extended from Georgetown to Lafayette embracing a distance of forty miles, and it is supposed in two years from this time the whole route from the east line of the state to the latter point may be ready for navigation, if the progress of Ohio in the construction of her part of the work should be such as to meet our just and reasonable expectations, of which we have no ground to entertain a doubt. Mr. Williams, our Chief Engineer, has been directed by the Board of Internal Improvement, to confer with the proper authorities of Ohio and adjust any matters necessary on the final location of the line at the crossing point between Ohio and Indiana, and when he shall have accomplished the object, and when the progress on the part of Ohio shall warrant it, that part of the work from Fort Wayne to the Ohio line will be placed under contract as contemplated by law.

About thirty miles of the White Water Canal extending from Lawrenceburg through the fertile valley of White Water to Brookville were placed under contract on the 13th September last at safe prices,

and many of the contractors have already commenced operations. From the large amount of surplus produce exported from that densely populated district, the investment there will yield something for the Treasury so soon as the navigation is open. —

The joint resolution of Ohio granting to this state the privilege to construct that part of the line passing through her territory, required of us such a location as would afford facilities for extending a branch to the city of Cincinnati. This requirement has been regarded in the final location, and it is believed the whole matter is now satisfactorily arranged in a manner mutually beneficial to both states. That resolution I now lay before you.

Twenty-three miles of the Central Canal in the vicinity of, and passing through the seat of Government, have been placed under contract at a rate but little beyond the estimates of the Engineer, and the work in a very spirited manner has been commenced by the undertakers. The income to be derived from the extensive water power to be employed here, the opening for a conveyance of stone and other materials and the active commerce centering at this point, will soon make it a productive investment for the state.

In addition to the portion named, about twenty miles of the southern division, extending from the town of Evansville into the interior, have also been contracted for, and at prices varying but little from the supposed cost as reported by the Engineer. This part of the work terminating at Evansville on the Ohio, that being the landing place and point of sales and purchases for the interior, will soon bring something in return.

On the line of the Cross-cut Canal from Terre Haute to the intersection of the Central Canal near the mouth of Eel river, a commencement has also been made of all the heavy sections that will require the greatest length of time for completion. Several considerations influenced the Board in making a beginning along this line. It is the most easy, short, and natural connexion to command the trade of the Wabash in low water, and make it subservient to the Central Canal. Besides this, it opens an avenue to the fine quarries and coal mines along Eel and White rivers, and furnishes a new field for enterprise in the rich mineral districts hitherto unnoticed in Clay, Owen, and Greene counties.

It has been ascertained from an examination made at the most depressed stage of the stream, that Eel river will afford an abundant supply of water, and it is expected the expense of a reservoir, on that route, can now be obviated.

Early last spring a party of Engineers was organized and directed to examine into the practicability of the contemplated Michigan and Erie Canal Line. Levels were run across the several summits and thence to the streams relied upon to supply them with water, and the result of the examination affords satisfactory evidence for the belief, that a canal may be constructed at a most reasonable cost, from Fort Wayne, keeping within our territory, and passing through the valley of the Elkhart, the Big St. Joseph, and Kankakee, terminating at

Michigan city, and offering to that important district of country the facilities for transportation which its richness in mineral, as well as agricultural products, seems to require. And from the formation of the country around the South end of Lake Michigan, it is supposed the canal may be extended when the states interested deem it proper, so as to unite with the Illinois and Michigan Canal; thus affording to the Illinois valley, the upper Mississippi, and the country bordering on Lake Michigan, a direct communication with Lake Erie, which will be found more safe and advantageous than the present circuitous route through the high northern latitude of Lake Huron. From this view of the subject it will be seen that the Michigan and Erie Canal, besides its importance to the state has strong claims to the character of a national work. From the great supply of water at the summits it will be found easy for a company or for the state, at a future period, to connect it with the Wabash Canal, at several points from the mouth of Tippecanoe up.

Soon after the meeting of the first session of the Board of Internal Improvement, a party of Engineers was fitted out, and entered upon the field of service, on the Madison and Lafayette Rail-road. To overcome the ascent of high ground bordering the Ohio river in the rear of Madison, at an approved grade, difficulties were presented at the first view, that required time and labor to obviate, but in the selection of the line finally adopted, they were surmounted, and a better line has been determined upon than was supposed could be obtained. At the September letting, contracts were made extending from Madison to Vernon at acceptable prices, and the work is and will be during the winter, prosecuted with energy. The heavy transactions in produce and articles of consumption for the back country, and the large amount of travel from various points through Madison will require such increased facilities that the Board of Internal Improvement will no doubt direct such progress as will be prudent.

That the farms and other improvements may conform to it, that part of the line not heretofore surveyed, between the seat of Government and Crawfordsville, ought soon to be established, and a commencement should be made at the latter point, in time to terminate and meet the canal at Lafayette, which will, no doubt, receive the timely attention of the Board.

Upon the New Albany and Vincennes road, the Commissioner was so fortunate as to avail himself of the services of a competent Engineer in season for the examinations required on that line, and its permanent location was effected in time for the letting to be made by order of the Board, in October, at which contracts for grading and bridging were entered into, embracing the line from New Albany to Paoli, about forty miles, the cost of which is but little above the computation of the Engineer. In the course of the coming year that part of the work will be prepared for the reception of the metal or covering of stone, and in a few years the entire distance between New Albany and Vincennes may be so improved as to afford the facilities so needed by the heavy business in exports at those points.

Owing to the previous professional engagements of Mr. Fontleroy, the resident Engineer in surveying the Princeton and Mount Vernon road, the commissioner did not commence the survey of the New Albany and Crawfordsville line, as directed by law, until the second week in July. Between that time and the period of the meeting of the Board, on the first Monday in October, the examinations were pushed to the crossing of the West branch of White river, a report of which was laid before the Board. The examinations not having been carried through to Crawfordsville, the terminating point, it was deemed the most prudent course to give time for the further progress of the survey and to afford the opportunity of a joint examination and conference between the resident and Mr. Pettit, principal Engineers: and, therefore, the Board deferred a decision, whether it should be a Rail-way or McAdamized road. In the meantime the Board directed that contracts for grading and bridging the line, suited to the construction of either work, should be made, including that part from Jeffersonville to New Albany, and early next season an additional and more liberal amount of work will be put under contract.

Upon the issue of the enterprize in which we are now engaged our state has staked her fortunes. She has assumed a great responsibility, but one that is full of hope and of promise and one that can secure for us lasting and imperishable blessings. It has not been fastened upon her by surprise nor imposed upon the people as the hasty offspring of over zealous public agents. It was openly discussed for two years, made the turning point in our elections, and as public sentiment demanded it, with full knowledge of ulterior consequences, it may emphatically be called the measure of the people.

With the series of letting just closed on the various lines the initiatory steps have all been taken. Our great system may be said to be fairly begun, and the state has embarked in a course of policy from which there is no retreat that would be either safe or honorable. But though it has commenced under the most favorable auspices, yet its friends must not relax in their vigilance and efforts for its support. For those who are anxious to render substantial service to the state, an ample field is open in studying her true interests. With wise and prudent councils, some years of persevering exertion will be required to bring our works to a favorable termination, and ensure speedy success. There must be foresight and stability in our legislation so as to continue and increase the confidence of the people at home, and maintain the just credit of the state abroad. Until our success is complete our duties will not terminate, and whilst indulging our fancies with the prospect of a bright future, it should not be forgotten that during the progress of every public work like ours, there has been a financial pressure from which we can claim no exemption. An overflowing prosperity will follow profuse disbursement of the public funds. With its current we will all be swept along and seduced by the times, we will live high, purchase freely, contract debts, and into other extravagances, at which our present notions of economy would revolt. And

when these disbursements are reduced, when the heaviest demands are made upon us for the support of the Treasury, we shall have parted with the means placed in our hands. Such a state of things will hardly fail to bring upon us a pressure, and when the dark period arrives, there may be some so forgetful of its past benefits as to complain of the system. And it will not be surprising if you find others seizing upon the moment to excite unfounded prejudices for the sake of a short career; but it will be short, and when a clear sky returns, when imperishable blessings are to be seen all around, a grateful public will applaud and reward you, who have so firmly coupled your fortunes with the success of the undertaking.

To palliate and if practicable obviate the approach of the evils of such a period, it will be the part of wisdom to take a prospective view, and whilst all is prosperous, and our citizens are able, ready, and willing to contribute, to commence the burthen with the beginning of our works, and the levies to be made should be distributed in advance through the whole period of our operations, leaving no one year to meet the entire demands upon it. The sum to be derived from an established policy of this kind, the annual interest that may be expected from a proper disposition of our dividend of the surplus Revenue, and that portion of the three per cent. fund that you will be able to set apart, will throw into the Treasury a sufficient supply for the demands upon it, leaving a handsome balance at the close of each year to be applied to the increased demands of the next.

With these resources, and with the exaction of a just accountability and an enlightened but rigid economy on the part of all entrusted with the construction of the work, you will be prepared in a great measure for any crisis.

To the Board, to its members severally, and to the engineers, the year has been one of great interest, and labour; and from the embarrassing difficulties interfering, from the harmony and concert to be observed in overcoming them, and the zeal and ability with which each discharged the share of arduous duty allotted to him, they are justly entitled to the approbation of the Legislature, and to the confidence of the public. The report of the Board, embodying so much of detail as it necessarily must, may be delayed a short time, but you may expect it in time for your deliberations.

By an act of the last Session of the Legislature the duty of procuring a survey and estimates for a road from Princeton to Mount Vernon was assigned to the Governor; but no means were placed under his control to carry it into execution. This omission was like to embarrass the work, as laborers who were willing to wait the ensuing session of the Legislature for their wages, had not the means to pay their own expenses. The necessary funds, however, were voluntarily tendered and furnished the Engineer, Mr. Fontleroy, by the Hon. Robert Dale Owen, to whom three hundred dollars have since been paid from the contingent fund. For the balance due him provision should be made by law. The report of the Engineer will be in readiness at an early day of the session.

It being your province and duty to point out the remedy of any evil afflicting to the public, I most earnestly invite your attention to the condition of the Michigan Road, than which there is no subject more worthy of a share of the attention of the Legislature. That thoroughfare is the avenue through which a large portion of the emigration and travel, destined for the districts north of the Seat of Government, have, and must continue to pass; and through which we convey and receive no small share of exports and imports. It is therefore, a work of much value to the public. The proceeds of the lands granted for its improvement, amounting to about \$230,000 have been exhausted with the exception of a small part. That is too large a sum to be lost, as it will be, should the road go to decay for want of an additional sum to render it available, and as it has, heretofore, cost the people nothing, the assistance required, it is believed should not be withheld. It is a state work and should be owned and treated as such. The report required by law detailing the proceedings of the Commissioner for the last year will not be delayed.

In consequence of the frequent floods during the past year, the progress of the improvements on the Wabash river under the joint control of Indiana and Illinois, have not equalled the expectations of the Commissioner nor of the public. The operations have been chiefly confined to the works projected and placed under contract prior to the last report of the Commissioner, most of which are now completed. Two additional contracts, were offered for the removal of some rock obstructions, but for want of competition the bids were so high that the Commissioner rejected them. About \$4,000 of the joint fund have been expended on former contracts, leaving in the hand of the Commissioners for further application about \$11,800. This balance can be profitably employed in extending the work at the Grand Chain, in removing obstructions at the two most difficult points unprovided for, and in the removal of the snags and logs that most endanger the navigation of the stream. Of the latter kind of obstructions, the snags and other deposits of timber, no fair estimate or offer can be made, as they cannot be designated and are distributed throughout the stream. To these can be traced most of the disasters to our commerce, and as our law requires all the work to be done by contract, it will be best to give our Commissioner such discretion as will enable him to co-operate with the one in Illinois in removing them under their own direction. The report required by law of the Commissioner you may expect within a day or two.

It is to be regretted that the great amount of duty devolved upon the Board of Internal Improvement, and upon our Engineers in the commencement of our extended system has prevented the making the minute examination that should precede the expenditure of the appropriation of \$50,000 on the Wabash river. The Board deem it their duty to make a critical examination, and every exertion was made to procure the professional aid of Engineers; but the demand for such services was so great that they failed in doing so until the proper season for making them had passed away. In the early part of the month

of November a personal examination of the river was made by two members of the Board, accompanied by Mr. Williams, but the river at that time was so high as to prevent a survey. They found, however, that the most serious obstruction to the navigation is presented by the Grand Rapids which would indicate the propriety of commencing at that place. Whether the improvement of this and the adjoining rapids can be best accomplished by dams and locks forming slackwater in the river, or by a canal with locks constructed separately from the stream, is a question which the Board will be competent to determine after full investigation. The river forms the boundary line between the states for some distance, and whatever may be the character of the work, both banks must be occupied, and before we proceed the assent of Illinois should be obtained, for which no provision was made by the law of last session. The action of that State has heretofore been liberal, and she may claim concurrent jurisdiction and control, and a mutual participation, as well in the use and profits of the work as in the expense of construction.

To prevent delay in a work of so much value to the counties adjoining, and to hasten the negotiations necessary, it will be the better course to vest the Board of Internal Improvement, or some other competent authority with power to act in conjunction with the authorities of Illinois in making the necessary compact in relation to the construction and use of the improvements to be made. The legislature of that state holds its session once in two years, and to guard against a delay of that time it may be well also, to propose an adjustment of the matter on the plan named, or in some other way, during its present session.

Of the bonds of the State authorized by law for the benefit of the Lawrenceburg Rail Road Company, the Treasurer of State has caused to be issued the sum of two hundred and twenty-one thousand dollars, the company having complied with the condition precedent by filing with him mortgages on real estate to an equal amount. By a recent negotiation, the company by a loan in the city of New York have realized the amount of one hundred thousand dollars at par, and from the enterprize, business character, and just claims of its members to public confidence, we have every assurance that the proceeds will be faithfully and promptly applied to the construction of the work. The liabilities and engagements of the association for work received, and new contracts, exceed one hundred thousand dollars, and they expect within three years to extend their operations to the Seat of Government.

The desire to obtain property in the vicinity of our public works, has maintained the usual activity in the sale of our canal lands. Since the last session of the Legislature, the entries at private sale amount to \$105,649 29, leaving on hand not more than half a dozen lots of 80 acres. The usual report will soon be submitted by the Commissioner having charge of that branch of the public interest.

With the out standing claims of the previous year, the existing appropriations at the close of the last session of the Legislature, swelled the liabilities and demands upon the three per cent. fund to the amount

of \$161,889 20. Our dividend since accruing from the sales of the public lands to the close of the third quarter of this year, amounting to \$156,185 79, has been received at the Treasury, and apportioned among the counties, which leaves an unsatisfied balance of \$5,703 41 against the fund.

The sales at the land offices the the present year have exceeded those of any former period. They amounted the first six months to upwards of two millions five hundred thousand dollars, and with the expiration of this month, will probably reach five millions; which will entitle us for the 4th quarter of this year, to a further dividend of from thirty to forty thousand dollars. If the sales for the ensuing year should not be diminished more than one third, which is not probable, a further sum of one hundred thousand dollars will accrue, making from \$130,000 to \$140,000 to be applied the coming year, as you may direct. Entertaining the opinion I heretofore advanced, that there is no permanent benefit to be derived from our present mode of applying the fund, and believing it our imperious duty as far as possible, to relieve the people from the burthen of taxation, I suggest the propriety of applying the major part of future receipts to the extinguishment of the interest of the loans obtained to carry on our public works.

The period of Mr. Keigwin's superintendence being about to expire, the duty of farming out the state prison for another term of five years devolved on the Governor since your last meeting. For that purpose notices were issued, inviting proposals from the public, and at the appointed time the prison with its inmates and appendages were awarded to Messrs. Patterson & Hensley on their bid of eighteen thousand one hundred dollars to the State, they to clothe and feed the convicts, and be governed by the law regulating the police of the prison, as well as their own conduct. The report of the Visiter appointed for this year, I now lay before you.

The grading, fencing, and other improvements directed by law, in and about the Capitol, have been made under the superintendence of the Treasurer of State; and the Senate Chamber and Representative Hall, Court Room, Library, and the various departments have been provided with such furniture as was necessary to render them comfortable and convenient. The law punishing idle and vicious persons for marking, defacing, or otherwise injuring the building, expired, and was not revived at the last session, and as some penalty has already been needed to restrain such offenders, the subject will require the attention of the Legislature.

In its usefulness and in the high reputation it is rapidly acquiring, the State College at Bloomington is meeting the expectations of the public, and is achieving all that was promised by its ardent friends and advocates. Its patronage from our citizens and from those of other states is increasing, which is the best evidence of its merits. Reared as it has been, as a favorite institution, and partaking as it does of State character, nothing should be omitted that is calculated to elevate its standing, increase its prosperity, and extend its usefulness. With that view I suggested at our last annual meeting the pro-

priety of bestowing upon it the character and endowments of a State University; and as time and reflection have confirmed the opinion then advanced, I now renew the recommendation.

The State Bank, it is believed, is subserving all the valuable purposes for which it was established. By its issues a large amount of our circulation is supplied; the influence of which, upon the price of produce and other property, is every day apparent. Its resources are ample, as you will perceive by the report of its officers, and notwithstanding the late demand for specie, the quantity in its vaults, except for short periods, has not been materially diminished, and from the report of the condition of other Banks, as made to the Secretary of the Treasury of the United States, the means of our Bank will bear a favorable comparison with any other. Of its highly prosperous condition, we have satisfactory evidence in the dividend of ten per cent. interest accruing to the State on her stock. That institution is what it purports to be—a State Bank. The State, or the People, now own eight hundred and sixty-five thousand dollars of the capital paid in, which was borrowed at an interest of five per cent., and on which we receive an interest of ten per cent., realizing to the State a profit of about \$10,000 per year. The profit we receive on our stock will pay off the debt when it is due, leaving us the \$865,000 clear gain, which according to the Bank Charter is to be set apart for the support of free schools. Under this view of the subject, it will be the duty of every good citizen to support the Bank in all its lawful pursuits, and any unnecessary assault or effort to cripple its prosperity, should be viewed as an assault upon the interests of the people. But on the other hand, the legislature should look into its conduct and scrutinize every act, and for every dereliction of duty, or infraction of charter, or if conducted for selfish purposes, partially or corruptly, its officers should be promptly exposed, dismissed, and punished.

The perplexing and deranged condition of the currency and unsettled state of the money market in the Atlantic Cities, combined in making the past season a most inauspicious one for our Fund Commissioners in their negotiations for the loans contemplated by law. The members of the Board visited the Eastern cities several times, and delegated one of their members, Dr Coe, to remain there to avail himself of any opportunity that might offer. The efforts of the Board resulted in obtaining funds sufficient for our purposes, but not on terms so advantageous to the State as our former loans were. The first were procured at par on our bonds bearing five per cent. interest, amounting to five hundred thousand dollars. In the second negotiation of one million and twenty-nine thousand dollars at the same rate of interest a premium of one dollar on the hundred was received. An arrangement was made for the deposit of both these sums with the city Banks by which the state receives five and five and a half per cent. interest until called for. Of the whole sum borrowed four hundred and forty thousand dollars are for the Bank capital; the remainder is designed for the Wabash and Erie Canal, and for other public works.

It is highly creditable to our Fund Commissioners and to the State, and ought to be most gratifying to us all, to know that whilst other five per cent. stocks were rejected, ours obtained favor. And why is it that our credit stands so fair and unblemished? It may be ascribed in part to our abundant resources present and to come, but above all, because there has been no indication of a disposition among our citizens to trifle with our public faith, or trample on vested or private rights; but on the contrary, that they are at all times ready to respect and sustain the constitution and laws, and protect the rights of individuals. I lay before you a letter from the Secretary of the Treasury of the United States. with a copy of the late law of Congress regulating the deposits of the public money in the State Banks, and providing for the depositing of the surplus money of the Treasury among the States, upon the basis of federal representation. From that act you will perceive that as a condition precedent, each State is required to pass a law accepting the dividend, and pledging its faith for the return of the money when called for by the Secretary of the Treasury.

From the vast accumulations of the Treasury of the United States, as exhibited by the monthly report of the Secretary, it is probable the surplus to be apportioned among the States will allot to Indiana about fifteen hundred thousand dollars, the first instalment falling due the first day of January. Whether it shall be accepted or not, according to the conditions presented by law, will be for the sound discretion of the legislature to determine. My own convictions are, that it will be the better policy to receive the money, and rely upon the future wisdom and justice of Congress for the surrender of any further claim to the fund.

If you determine the question affirmatively, then what disposition shall be made of the money to render it productive and safe?

Two plans present themselves to my mind, either of which would be acceptable. The one is to increase the State stock in equal proportion in all the branches of the State Bank; and the other, to distribute it equally among the counties of the several bank districts, to be loaned for a term of five years, in sums from \$200 to \$500 by the officers of the banks, secured by mortgage on lands at half their valuation :—the mortgager to pay the officers such fees as will compensate them, exempting the accruing interest from any charge of the expense of loaning. Taking into view the amount carried to the surplus fund, our bank stock for the last year has yielded a dividend of more than ten per cent.; and supposing the condition of the Bank to remain as prosperous for the future, we may calculate upon an interest of ten per cent., should you dispose of the fund upon the plan first named. If you adopt the second mode, the rate of interest will be as you may direct by law. If invested in Bank stock it can be converted into cash, whenever good policy or the exigencies of the State shall make it desirable. If loaned on mortgage, it will fall into the hands of those who cannot comply with Bank regulations by making payments at short periods. In either way the fund will be safe and productive, and the benefits of its circulation will be generally felt by the people.

The annual interest can be applied on that accruing on our loans, and will meet it on one fourth part of our contemplated public debt at five per cent. Should the General Government relinquish its claim, it will be our true policy to pledge the fund for the support of township schools after we are through with our public works.

In the month of July last, from three to four hundred delegates, from the nine States most directly interested, assembled in Convention at Knoxville, Tennessee, to consult upon the practicability, the expediency, and the means to be employed for the construction of the projected National Rail-way, from Charleston, South Carolina, to the Ohio river, and from thence, by a connexion with the works of this State and Ohio, to reach the Lakes. Several of our public spirited citizens were in attendance, and participated in its deliberations. It is proposed, where other provision has not been made by the States interested, that the surplus to be distributed by the General Government shall be set apart to an amount sufficient for the accomplishment of the work. Our public work will constitute important links in the great chain of communication, and with the provision we have already made, nothing more will be required of the State.

To the West, the South, and the Union, it is a work of great value. By its completion we will acquire, in the choice of markets, all we can desire, and in the reasonable certainty of its success, we find much to stimulate and urge us onward in carrying out our plans. For your information, I have been furnished with several printed copies of the proceedings of the convention, which I now lay before you.

The Governor was requested, by a resolution of the last Legislature, to open a correspondence with the Executives of Kentucky and Ohio, and with distinguished individuals in the science of geology, on the subject of a geological survey of the three States; and to ascertain the probable expense, the time it would require, the manner in which it should be done, &c. That duty received the attention due to it, and I now lay before you the correspondence pertaining to the subject.

From the Governor of Kentucky, I have not been honored with a reply: and it may be because he did not feel at liberty to offer any opinion, as to the course the legislative branch would pursue, without previous authority so to do.

In this State we have external indications of large beds of coal, and other mineral deposits; but for the want of the proper test of science, their extent and value are unknown. Whether Kentucky and Ohio will unite with this State, must remain in uncertainty for some time to come,—to say nothing of the delay that would be made in settling the terms of the examinations, the proportion of the expense to be paid by each, and where they should commence.

These reflections have induced the belief that no satisfactory adjustment of the terms can be concluded upon in a reasonable time; and satisfied that our mineral resources properly developed, will give employment to thousands, subserve the purposes of commerce, contribute to the support of our public works, and add greatly to the wealth of our citizens and the State, I would advise the appointment of a com-

petent person, with authority to proceed with the examination, under the auspices, and for the benefit of this State alone; and if the other States shall hereafter signify their wish to unite in making the examinations, they can be included.

By a resolution of the Legislature at its session before the last, the Governor was authorised to receive from the Hon. John Tipton, a deed of conveyance for the Tippecanoe Battle Ground, which he so generously proffered to convey to the State, without charge. In consequence of some omission on the part of the Surveyor, the deed was not made before the time of Gen. Tipton's departure for Washington at the last session of Congress. I now have the satisfaction to say that the conveyance has been made, and that the remaining instructions of the Legislature will be complied with by enclosing the ground and procuring a design for the Monument proposed to be erected.

The agricultural interests, it is believed, have been largely promoted by the encouragement given by the law of February, 1835. Numerous County Societies have been added to those of the previous year; fairs and exhibitions have been held, and a spirit of emulation and generous competition have been superinduced, the happy effects of which are witnessed in the improved culture and stock of many of the farms throughout the country. The State Board have done what their opportunities would admit. After examining the report of the State Board, which will soon be made, you can determine whether a revision or further amendment of the law will be needed, for the promotion of that branch of industry and enterprize.

The accumulation of business in our courts, the additional time allowed by law to transact it, and the enlargement of several of the circuits by attaching the newly organized counties to them, have become so burthensome to the President Judges as to require one or more new circuits; and I recommend the subject to the consideration of the Legislature.

Among the liberal grants from the National Treasury for the construction of harbors, light houses, &c. along the borders of the great chain of Northern Lakes, there have been several small ones for the benefit of the commerce flowing through Michigan City of our State. But these disbursements are too small and too tardy for our growing trade. In point of commerce, in the number of its inhabitants, in its unprecedented improvements, and its concentration of capital and enterprize, that point on the lake has no rival, and it will be well for the Legislature to request another and an increased appropriation at the hand of Congress.

A joint resolution of the last session authorized and directed the Governor to employ some one to revise our school laws. That duty was discharged by engaging the services of the Hon. John Dumont, who will report the manner in which the task assigned him has been performed.

The reports to be made by the School Commissioners to the Treasurer, in compliance with the requisitions of our State, are not due until December, which precludes the Governor from noticing them.

In establishing the several routes composing the plan of our public works, they do not accommodate the interests, nor enlist the feelings of our citizens of Jackson, Scott, and Clark counties, nor of those south of the New Albany and Vincennes Road, and therefore they complain of its injustice. Of their dissatisfaction, information, both verbal and written, from sources that cannot be disregarded, has been communicated to the Governor, that he may make it known to the Legislature. In the last named counties, delegates have been sent to a convention at Jasper, to deliberate upon measures for the promotion of their wishes, and through their representatives here, the character of the improvements proposed, and the extent of their claims upon the patronage of the State, will be made known to the Legislature. But whilst they complain, they acknowledge their obligations to the State, and mindful of their duty, they are ready, now, as heretofore, to sustain the State in her measures, and to respect the supremacy of her laws. In the counties first named, they desire the aid of the credit of the State for the Columbus and Jeffersonville Rail Road, surveyed by Mr. Coyle, the last year.

Good policy would seem to dictate a course that will quiet these claims, and unite these small districts in interest and feeling with the other portions of the State, and I recommend the subject to your serious consideration.

Two years since, when entering upon the duties of my second term of service I pointed to the time when the landholders would be relieved from the burthen of taxation, by the adoption of the ad valorem system, as the proper period to say something in behalf of the Judicial and State officers; and I now most cheerfully comply with that engagement, by earnestly recommending such an additional allowance as your liberality and sense of justice may approve.

The salary of seven hundred dollars for a Judge was settled at the time of the organization of our State Government. We were then poor, and out of little more than sixty thousand inhabitants, about eight thousand of them paid the taxes, and, therefore a rigid economy was necessary. Land was cheap and plentiful; provisions, and every description of property, were low. But now, we have a population of more than 700,000, and upwards of one hundred thousand contribute to the support of the Treasury. The forest is subdued; our citizens are not only comfortable, but in easy circumstances; land, provisions, and all kinds of property have advanced two or three fold, but the salary of the Judge is the same. Law is a progressive science, and to keep pace with its advancement, the possession and the perusal of books are absolutely necessary; and for a Judge to be competent, or to attain eminence, his whole time and attention should be devoted exclusively to his profession. Like other men, when in advanced age, having employed his whole life in the study of the science, he should be able to point to a portion of his earnings for the future support of his family; but with his present salary he cannot do either; and if you will inquire among yourselves, you will find, with few exceptions, our Judges are poor, and if freeholders at all, it consists of a town lot with a family dwelling.

Since your last meeting, one of the Judges of the Supreme Court resigned his office, because it would not support his family. It was offered to most of the senior members of the Bar, but rejected; and no one sought it. To avoid an adjournment at the last term of the Court, without the transaction of the usual business, the place was accepted by a distinguished individual, at the urgent request of the Bar, reserving the right to surrender it at pleasure. Of this state of things, the consequence will be, that those of the highest attainments will be driven from the Bench, and seats there will only be accepted by those who have not talents to live by the practice.

The Constitution has placed my salary beyond your reach, by forbidding any increase whilst the Governor is in office. But having a right to advise what the pay of my successor ought to be, and this being the session at which you must act in the matter, if at all, I feel it my duty to tell you that he cannot live upon what you now allow. Place him at the seat of government for three years, and from the price of rent, wages, fire wood, and provisions, if he does his duty towards the other branches of the government, to strangers, to our citizens, and to his station, such as the laws of hospitality and courtesy require, he must leave the office largely in debt; and if found so ruined, it will soon be that none but the wealthy can accept it.

Of the per diem compensation allowed to members of the Legislature, you are constituted the proper judges, and your delicacy may suffer in extending even handed justice to your branch. But it is well known to all who shared in public life, at the time your compensation was fixed at two dollars, that boarding was one dollar and fifty cents per week, and for your horse 75 cents; you have now to pay from two to three times that amount. Flour and pork, then worth one dollar and fifty cents, will now command three times that sum; and as it is the rise of produce that increases your expenses, surely the farmers will not complain if you hereafter make yourselves whole. But this is not all. In preparing to leave home, you place your crop, stock, and other business in the hands of agents, who must be paid; and when you balance your accounts with the State, none of you realize 50 cents per day. This state of things will justify an allowance of three dollars per day for future sessions; and if at the end of three years you find your expenses are reduced, you can reduce your pay to the old price; and you will find your constituents too generous, liberal and just, to censure you.

Owing to the changes made in the channel of the Great Miami River near its mouth, the boundary line between the States of Ohio and Indiana is so indefinite, that the Legislature of Ohio, to avoid collision, has thought proper to invite its permanent settlement. For that purpose, I have been furnished by the Executive of Ohio with the joint resolution, which I now have the honor of laying before you.

Whilst giving your attention to the various branches of the public interests and service, if you find my exertions at all necessary to advance them, you may rely on my earnest co-operation.

December 5, 1836.

N. NOBLE.

The Senate then returned to their chamber.

On motion of Mr. Posey,

Resolved, That the public printer be directed to print three thousand copies of the Governor's message for the use of the members of this House.

And on motion,

The House adjourned.

WEDNESDAY, DEC. 7, 1836.

2 o'clock, P. M.

The House met pursuant to adjournment.

The Speaker announced the appointment of the following Standing Committees:

JOINT COMMITTEES.

1. *On Public Buildings*—Messrs. McCarty of F., Briggs, Shook, Smith, Reeve, Maxson, Wines of Vigo, Gird, Burns, Lusk, and Matthews.
2. *On the Canal Fund*—Messrs. Brown of T., Dunn, and Bloomfield.
3. *On the State Library*—Messrs. Owen, Macy, and Pabody.

COMMITTEES OF THE HOUSE.

1. *On Elections*—Messrs. Watt, Curtis, Heath, Wines of G. & W., Sands, Burton, Chambers, McIntire, Gale, Henderson, Vanmetre, and Hoobler.
2. *Of Ways and Means*—Messrs. Crume, McCarty of F., Posey, James, Smith, Pabody, Boon, Graham, Porter, Maxson, Miller, Cook, Odell, Lee of M., Newell, Burns, and Talbott.
3. *On the Judiciary*—Messrs. Stapp, Evans, Marshall of Jefferson, Thornton, Brown of T., Eggleston, Macy, Jones, Wright, Proffitt, Baird, Walpole, Porter, Pucket, Briggs, Eckles, Mace, and Ferguson.
4. *On Education*—Messrs. Thornton, Bennett, Eggleston, Owen, Haymond, Pepper, Reeve, Odell, Curry, Graham, Steele, Longley, Breeze, and Winship.
5. *On Military Affairs*—Messrs. Vandever, Howell, Watt, Strain, Steele, Zenor, Cook, Myers, Rush, Hanna of M., Vanmetre, Jackson, Storm, Depaw, Powell, McCarty of P. & N., and Lee of B. & B.
6. *On the State Prison*—Messrs. Armstrong, Depaw, Chambers, Cunningham, Elder, Graham, Matthews, Nichols, Riley, Sands, Gird, and Berry.
7. *On the Affairs of the Town of Indianapolis*—Messrs. Morris, Con-

ner, Guard, Mahan, McKinney, Huckleby, Williams, Burk, Shook, and Elder.

8. *On Claims*—Messrs. Bennett, Puckett, Huckleby, Talbott, McKinney, Cunningham, Riley, Ferguson, Guard, Hanna of Carroll, Curtis, Lee of B. & B., and Brown of Sullivan.

9. *On Roads*—Messrs. Howell, Strain, McIntire, Fitch, Lusk, Berry, Breeze, Long, McCarty of P. & N., Brown of S., Burk, Burton, Williams, Gale, Storm, and Hoobler.

10. *On Canals and Internal Improvement*—Messrs. Evans, Brown of T., Haymond, Crume, Vandevceer, Morris, Hubbard, James, Dowling, Fitch, Proffitt, Jones, Armstrong, Marshall of Jack., Macey, Rockhill, Baird, Jackson, Boon, Curry, Hood, Howell, Stapp, Longley, and Zenor.

11. *On the State Bank*—Messrs. Marshall of Jeff., Bloomfield, Myers, Dunn, Thornton, Posey, Wines of V., Maxson, Walpole, Conner, and Heath.

12. *On Agriculture*—Messrs. Pepper, Ferguson, Hanna of C., Henderson, Rush, Hood, Hubbard, Lee of M., Long, Mahan, Miller, and Newell.

13. *On Corporations*—Messrs. Hanna of M., Eggleston, Marshall of Jack., Rockhill, Nicholls, Dowling, Powell, Winship, Mace; and Wines of G. & W.

14. *On Enrolled Bills*—Messrs. Proffitt and Eckles.

The Speaker laid before the House the following communications from William Sheets, Secretary of State, (to wit:) No. 1, Contracts for public printing, and distribution of the laws of the last General Assembly; which was read, referred to the committee of ways and means, and ordered that five hundred copies thereof be printed.

Also, No. 2, on the subject of the purchase of books for the State Library, which was read, referred to the committee on the State Library, and ordered that five hundred copies thereof be printed.

Also, a communication from Andrew Gardner, commissioner of the fund appropriated by the State of Indiana, for the improvement of the navigation of the Wabash river, which without reading, was referred to the committee on canals and internal improvements.

Also, a communication from the Cashier of the Branch Bank at Lawrenceburgh, which without reading was referred to the committee on the State Bank.

Also, a communication from M. M. Henkle, Secretary of the State Board of Agriculture, requesting the use of the Hall of the House of Representatives.

On motion of Mr. Bennett,

Resolved, That the use of this Hall be tendered the State Board of Agriculture on Monday evening next.

Mr. Brown of T. introduced a petition from the citizens of the counties of Tippecanoe, White, and Jasper, praying the location of a State road, which was referred to the committee on roads, without reading.

Mr. Mace introduced the following resolution:

Resolved, That the General Assembly of the State of Indiana make provision at the present session, to revise the statute laws of the State; Which was read and laid on the table.

On motion of Mr. Bennett,

Resolved, That the committee on roads be instructed to inquire into the expediency of so amending the present road law of this State, that every person made liable to work on public roads, in working out his road tax, shall be allowed the sum of seventy-five cents per day—the same amount that he forfeits if he fail to work, with leave to report by bill or otherwise.

On motion of Mr. Miller,

Resolved, That the Governor's message be referred to a committee of the whole house, and made the order of the day for Friday next.

On motion of Mr. Wright,

Resolved, That the judiciary committee be instructed to inquire into the expediency of changing the different special acts now in force in the several counties in this state, on the subject of Justices jurisdiction, the mode of doing county business, so as to make one uniform and direct mode of doing the same throughout the state, and to repeal all special acts on said subjects now in force.

On motion of Mr. Dowling,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of increasing the compensation of grand and petit jurors and witnesses, with leave to report by bill or otherwise.

On motion of Mr. Steele,

Resolved, That one hundred and fifty copies of the standing committees be printed for the use of the members of this House.

Mr. Storm made the following report:

The select committee to whom was referred the petition of sundry citizens of Greene county, praying a change in the mode of doing county business in said county, have instructed me to report a bill, No. 4, repealing certain acts regulating the mode of doing county business in the county of Greene;

Which was read the first time, and ordered to a second reading on to-morrow.

Mr. McCarty of P. & N., asked and obtained leave to introduce a bill, (No. 5,) to legalize the election of probate Judge, in Porter county;

Which was read the first time, and ordered to a second reading on to-morrow.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER—

I am instructed by the Senate to inform the House of Representatives that they have adopted the following resolution:

Resolved, That the Senate will on this day, at 4 o'clock, P. M. pro-

ceed to the election of president Judges for the sixth and seventh judicial circuits, to fill the vacancies of the Hon. Samuel Bigger and the Hon. Amery Kinney, whose terms of service are about to expire, (the House of Representatives concurring therein;)

And Mr. Morgan is appointed teller on the part of the Senate.

On motion of Mr. Hubbard,

The House concurred in the resolution of the Senate fixing on this day at 4 o'clock, for the election of president Judges in the sixth and seventh judicial circuits.

Ordered, That Mr. Evans be appointed teller on the part of the House, and that the Clerk inform the Senate thereof.

The House then proceeded to the consideration of the orders of the day.

Bill (No. 3,) on the subject of electing United States' Senators and other persons, by the House of Representatives; when,

On motion of Mr. Vandever,

Said bill was amended by striking out so much thereof as relates to the election of Secretary of State and Circuit Judges.

Mr. Evans then moved to commit said bill to a committee of the whole House, and make it the order of the day for *now*.

Mr. Proffitt moved to lay said bill on the table; which motion prevailed.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER--

I am instructed by the Senate to inform the House of Representatives that they have passed an engrossed bill, entitled

No. 1. "An act providing for the division of the eighth, and for the formation of the ninth judicial circuit, and for other purposes;"

To which the concurrence of the House of Representatives is requested.

The engrossed bill of the Senate, (No. 1.) providing for the division of the 8th, and for the formation of the 9th judicial circuit, and for other purposes, was (the rules of the House having first been dispensed with.) read the first, second, and third times, and passed.

Ordered, That it be entitled an act, and that the Clerk inform the Senate thereof.

The Senate came in from their chamber, and took their seats on the right of the Speaker's chair, the president of the Senate on the right of the Speaker; when both Houses proceeded to the election of a president Judge of the sixth judicial circuit; Mr. Morgan acting as teller on the part of the Senate, and Mr. Evans acting as teller on the part of the House.

On counting the ballot it appeared that

Samuel Bigger received 138 votes,

Scattering " 4 "

Samuel Bigger having received a majority of all the votes given, was, by the President of the Senate, in the presence of both Houses of the General Assembly, declared duly elected president Judge of the sixth judicial circuit, for the term of seven years, commencing at the expiration of the term of the present incumbent.

Both Houses then in like manner, proceeded in like manner, to the election of a president Judge of the seventh judicial circuit.

On counting the ballot it appeared that

Elisha M. Huntington received	117	votes,
Joseph Warner,	21	"
Scattering,	2	"

Elisha M. Huntington having received a majority of all the votes given, was by the President of the Senate, in presence of both Houses of the General Assembly, declared duly elected president Judge of the seventh judicial circuit, to serve as such during the term of seven years, from and after the expiration of the time of the present incumbent.

The Senate then retired to their chamber.

Mr. Marshall (of Jefferson.) asked and obtained leave of absence for Mr. Chambers until Monday week.

On motion,

Mr. Proffitt was excused from serving on the joint committee of Enrolled Bills--when

On motion,

Mr. Waipole was added to the joint committee of Enrolled Bills.

And the House adjourned until to-morrow morning at 9 o'clock.

THURSDAY MORNING, DEC. 8th,

9 o'clock.

The House met pursuant to adjournment.

Mr. Longley presented the petition of sundry citizens of Boone county, praying the location of a state road from a certain stake to the town of Lebanon.

Mr. Cook presented the petition of sundry citizens, praying the location of a state road from Pendleton, in the county of Madison, to Peru, on the Wabash and Erie Canal.

Mr. Wines, of V. presented the petition of sundry citizens of Vigo county, praying the re-location of a state road from Fredericksburgh to Terre Haute;

All which were severally read, and referred to the committee on roads.

Mr. Dunn presented the petition of William Perry and others, praying a charter for a macadamized road from Lawrenceburgh to Napoleon;

Which was read and referred to the committee on corporations.

Mr. Lee of B. presented the petition of sundry citizens of Bartholomew and Shelby counties, praying the location of a State road from Columbus to the bluffs of Blue river;

Which, without reading, was referred to the committee on roads.

Mr. Berry presented the petition of Daniel A. Rollins;

Which was read and referred to the committee on the judiciary.

Mr. Posey presented the petition of Mary Ann Elder Glasgo, praying the change of her name ;

Which was read, and,

On motion,

Referred to a select committee of Messrs. Posey, Reeve, and Rush.

Mr. Eggleston presented the petition of the trustees of the Seminary of Vevay, praying an alteration in the act incorporating said institution; which,

On motion of Mr. Eggleston,

Was referred to a select committee.

Ordered, That Messrs. Eggleston, Shook, and Marshall of Jeff. be that committee.

Mr. Jones presented the petition of John A. Morgan and others, praying the location of a state road from the north western part of Vanderburgh county to Evansville; which,

On motion,

Was referred to the committee on roads.

Mr. McCarty of P. & N. presented the petition of sundry citizens of the counties of Tippecanoe, White, Laporte, and Porter, praying the location of a state road from the town of Monticello to Portersville;

Which without reading was referred to the committee on roads.

Mr. Long presented the petition of Joseph Griffith and others, praying the location of a certain state road from Plymouth, in Marshall county, to Monticello in White county; which,

On motion,

Was referred to the committee on roads.

On motion of Mr. Evans,

Resolved, That the clerk inform the Senate that this House is now prepared to go into an election of U. S. Senator, and that seats are prepared for them on the right of the Speaker's chair.

Ordered, That the clerk inform the Senate thereof.

On motion of Mr. Cook,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of giving the Judges of the circuit courts probate jurisdiction, with a salary commensurate with the additional service.

On motion of Mr. Storm,

Resolved, That the committee on roads inquire into the expediency of providing that each supervisor in this State shall be provided with a copy of the road laws, with leave to report by bill or otherwise.

On motion of Mr. Strain,

Resolved, That the member moving a resolution or presenting a petition, shall be considered a member of the committee to which it was referred, during the consideration of such resolution or petition.

On motion of Mr. Haymond,

Resolved, That every member of this House, who may hereafter call for the ayes and noes upon any question, shall be required to rise to his feet and have his name placed upon the journal.

On motion of Mr. Zenor,

Resolved, That the committee on military affairs be instructed to inquire into the expediency of revising the militia law of this State, and of abolishing all musters but one regimental muster, and to increase the fine for delinquencies.

On motion of Mr. Eckles,

Resolved, That the committee on the judiciary inquire into the expediency of making further provision by law to enforce the returns to the clerks of the circuit courts of this State of the celebration of marriage contracts. And also to provide by law for the making of records of marriages, where from death, removal, or other inability of the person solemnizing, a report has not, or cannot be made, as provided for and required by the existing laws on that subject, with leave to report by bill or otherwise.

On motion of Mr. Bloomfield,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of so amending the act, entitled "an act for recording town plats," as to require the proprietors of all towns hereafter to be laid off, and the proprietors of all additions to towns now laid off, to lay off the streets of such towns and additions a width not less than eighty feet; and to lay off a suitable number of alleys not less than twelve feet in width, in such towns or additions to towns.

The Senate then came in from their chamber, and took their seats on the right of the Speaker's chair, the President of the Senate on the right of the Speaker; when both Houses of the General Assembly proceeded, by joint ballot, to the election of a United States' Senator, to fill the vacancy of the Hon. William Hendricks, whose term of service expires on the 3d day of March next, Mr. Vawter acting as teller on the part of the Senate, and Mr. Evans acting as teller on the part of the House.

On counting the first ballot it appeared that

Noah Noble received	50 votes,
William Hendricks	31 votes,
Oliver H. Smith	35 votes,
Ratliff Boon	22 votes,
Tilghman A. Howard	1 vote,
Scattering	7 votes.

No person having received a majority of all the votes given, both Houses proceeded to a second balloting.

On counting the second ballot it appeared that

Noah Noble received	49 votes,
William Hendricks received	41 votes,
Oliver H. Smith received	41 votes,
Ratliff Boon received	12 votes,
Scattering	3 votes.

No person having yet received a majority of all the votes given, both Houses proceeded to a third balloting; when it appeared that

Noah Noble received	55 votes,
William Hendricks received	47 votes,
Oliver H. Smith received	35 votes,
Scattering	9 votes.

No person having received a majority of all the votes given, both Houses in like manner proceeded to a fourth balloting, and on counting it appeared that

Noah Noble received	60 votes,
William Hendricks received	50 votes,
Oliver H. Smith received	34 votes,
Scattering	3 votes.

No gentleman receiving a majority of all the votes given, the two Houses proceeded to a fifth balloting, and on counting it appeared that

Noah Noble received	65 votes,
William Hendricks received	40 votes,
Oliver H. Smith received	38 votes,
Scattering,	3 votes.

No person having received a majority of all the votes, both Houses proceeded to a sixth balloting, and on counting it appeared that

Noah Noble received	58 votes,
William Hendricks received	37 votes,
Oliver H. Smith received	44 votes,
Scattering	6 votes.

No gentleman still having a majority of all the votes given, both Houses again proceeded to a seventh ballot.

On counting the seventh ballot, it appeared that

Noah Noble received	59 votes,
William Hendricks received	25 votes,
Oliver H. Smith received	57 votes,
Scattering	5 votes.

No person having received a majority of all the votes given, both Houses in like manner proceeded to an eighth balloting, when it appeared, upon counting, that

Noah Noble received,	64 votes,
William Hendricks received	6 votes,
Oliver H. Smith received	73 votes,
Scattering	3 votes.

No gentleman yet having a majority of all the votes given, both Houses proceeded in like manner to a ninth balloting, and upon counting the ninth ballot, it appeared that

Noah Noble received	63 votes,
William Hendricks received	1 vote,
Oliver H. Smith received	79 votes,
Scattering	3 votes.

Oliver H. Smith having received a majority of all the votes given, was, by the President of the Senate, in presence of both Houses of the General Assembly, declared duly elected United States' Senator for the State of Indiana, for and during the term of six years from and after the fourth day of March, 1837.

The Senate then returned to their chamber,
And the House adjourned until to-morrow morning, 9 o'clock.

FRIDAY MORNING, 9 oclock, Dec. 9.

The House met pursuant to adjournment.

Mr. Owen presented the petition of Jesse B. Green and others, on the subject of the transfer of a certain appropriation to the building of a bridge over McFaddin's creek;

Which was read and referred to the committee on roads.

Mr. Graham presented the petition of S. W. Hamilton and others, praying an act to authorize the sale of a part of section 16, in township 4, and range 8.

Read and referred to a select committee of Messrs. Graham, Jones, and Howell.

Mr. Fitch presented the petition of John Wilson and others, pray-

ing an appropriation for the improvement of the Michigan road;

Which was read and laid on the table.

Mr. Beeze presented the petition of James S. Morgan and others, praying relief be granted to J. & J. Morgan, of Daviess county, in a certain case;

Which was read and referred to the committee of ways and means.

Mr. Fitch presented the remonstrance and petition of sundry citizens of Cass county, relative to the obstruction of the Wabash river by the construction of the canal;

Which was,

On motion,

Referred to the committee on canals and internal improvements.

Mr. Burton presented the remonstrance of Edmond Jean and others, against any change in the state road from Bowlinggreen, in Clay county, to Point Commerce, in said county;

Which was read and referred to the committee on roads.

Mr. Graham presented the petition of sundry citizens of Warwick county, praying a change in the time of holding the election for township officers in said county;

Which was read and referred to a select committee of Messrs. Graham, Miller, and Strain.

Mr. Long presented the petition of W. G. Pomeroy and others, citizens of Marshall county, praying an appropriation for the improvement of the Michigan road;

Which,

On motion,

Was laid on the table.

Mr. Posey, from the select committee on that subject, reported a bill, No. 6, to change the name of Mary Ann Elder Glassgo;

Which was read the first time, and passed to a second reading on to-morrow.

On motion of Mr. Posey,

Resolved, That this House will, (the Senate concurring,) proceed to the election of a Secretary of State, and prosecuting Attornies in the 2d, 4th, 5th, and 7th judicial circuits; that the Senate be invited to attend in the Representative Hall *instantly*, for the above purpose, and that seats are provided at the right of the Speaker's chair.

Ordered, That Mr. Posey be appointed teller on the part of the House, and that the clerk inform the Senate thereof.

Mr. Mace offered the following resolution:

Resolved, That there be a select committee of one from each judicial circuit appointed, with instructions to report a bill increasing the compensation of the Governor, Judges of the Supreme Court and Circuit Courts, and members of the General Assembly.

Mr. Eggleston moved to amend said resolution by inserting "bills" instead of "bill;"

Which motion did not prevail.

Mr. Morris then moved to amend said resolution by adding after the word bill, "or bills;"

Which motion was negatived.

The original resolution was then adopted.

Ordered, That Messrs. Mace, Dowling, Ferguson, Proffitt, Eggleston, Curtis, Morris, Hood, and Baird be that committee.

On motion of Mr. Vandever,.

Resolved, That the committee on "canals and internal improvements" be instructed to inquire into the expediency of amending the 43d section of an act, entitled "An act to provide for a general system of internal improvements," approved January 27th, 1836, by repealing so much thereof as prohibits members of the board of public works, and engineers, from purchasing any real estate within two miles of any work of internal improvement, after the permanent location or letting out of the same.

On motion of Mr. Wright,

Resolved, That the judiciary committee be instructed to inquire into the expediency of abolishing public executions; and that hereafter all executions of criminals shall be in the jail, or enclosed yard, under the order of the court, with leave to report by bill or otherwise.

Mr. Eckles made the following report :

The joint committee on enrolled bills report, that they have compared the enrolled with the engrossed bills, which originated in the House of Representatives, of the following titles, to wit :

No. 1. "An act to authorize a special session of the Vermillion circuit;"

No. 2. "An act to authorize the Johnson circuit court to hold a special session;"

And find the same truly enrolled.

On motion of Mr. Hubbard,

Resolved, That the committee of ways and means be instructed to inquire into the expediency of so altering the revenue law, as to make no property exempt from taxation, except so much as is exempt from execution.

Mr. Baird offered the following resolution :

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of passing a law requiring prosecuting witnesses to pay costs in cases where the prosecution fails, with leave to report by bill or otherwise;

Which was not adopted.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER—

I am directed by the Senate to inform the House of Representatives that they reciprocate the resolution of the House to proceed to the election of a Secretary of State, and prosecuting Attorneys in the 2d, 4th, 5th, and 7th judicial circuits, and that Mr. Dunning is appointed teller on the part of the Senate.

Mr. Hanna of C. moved the adoption of the following resolution:

Resolved, That the Sergeant-at-arms of this House be instructed to open an account with the Post Office, at Indianapolis, for each member of said House, for the transportation of all papers and other documents ordered to be printed for the use of said members, together with all other expense incurred on petitions, memorials, and private communications received by any member of said House, at the expense of the State,—the Senate concurring therein.

Mr. Hubbard moved to amend said resolution by striking out so much thereof as embraced private communications;

Which motion did not prevail.

On motion of Mr. Briggs,

The resolution was referred to a select committee of Messrs. Hanna, Briggs, and Burns, with instructions to report a joint resolution.

The Senate then came in from their chamber, and took their seats on the right of the Speaker's chair; the President of the Senate on the right of the Speaker; when both Houses of the General Assembly proceeded by joint ballot to the election of a Secretary of State.

On counting the first ballot it appeared that

William Sheets received	69 votes,
William J. Brown received	76 votes.

William J. Brown having received a majority of all the votes given, was, by the President of the Senate, in the presence of both Houses of the General Assembly, declared duly elected Secretary of State for and during the term of four years, from and after the expiration of the term of the present incumbent.

Both Houses then proceeded to the election of a prosecuting Attorney for the second judicial circuit.

On counting the first ballot it appeared that

John W. Payne received	135 votes,
Scattering	9 votes.

John W. Payne having received a majority of all the votes given, was, by the President of the Senate, in the presence of both Houses of the General Assembly, declared duly elected prosecuting Attorney for the second judicial circuit, for the term of two years from and after the expiration of the present term.

Both Houses then, in like manner, proceeded to the election of a prosecuting Attorney for the fourth judicial circuit.

On counting the first ballot it appeared that

Evan D. Edson received	46 votes,
John A. Brackenridge received,	83 votes,

James Lockart received,	12 votes,
Blank,	4 votes.

John A. Brackenridge having received a majority of all the votes given, was, by the President of the Senate in presence of both Houses, declared duly elected prosecuting Attorney for the fourth judicial circuit, for the term of two years from and after the expiration of the term of the present incumbent.

Both Houses in like manner proceeded to the election of a prosecuting Attorney for the fifth judicial circuit, when

On counting the first ballot it appeared that	
William Quarles received	126 votes,
Benjamin Bull received	15 votes,
Blank	1 vote.

William Quarles having received a majority of all the votes given, was, by the President of the Senate in the presence of both Houses, declared duly elected prosecuting Attorney for the 5th judicial circuit, to serve as such for the term of two years from and after the expiration of the present incumbent's term.

Both Houses proceeded in like manner to the election of a prosecuting Attorney for the seventh judicial circuit, and

On counting the first ballot it appeared that	
David McDonald received	90 votes,
C. W. Barber received	48 votes,
Blank	1 vote.

David McDonald having received a majority of all the votes given, was, by the President of the Senate in the presence of both Houses of the General Assembly, declared duly elected prosecuting Attorney for the seventh judicial circuit, to serve as such for the term of two years from the expiration of the term of the present incumbent.

Mr. Eckles from the joint committee of enrolled bills made the following report:

The joint committee on enrolled bills report, that they have compared the enrolled with the engrossed bill of the Senate, No. 1, entitled "an act providing for the division of the eighth, and for the formation of the ninth judicial circuit, and for other purposes; "

And find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, That the clerk carry it to the Senate for the signature of their President.

And the House adjourned until 2 o'clock.

2 o'clock, P. M.

House met.

Mr. Burns offered the following resolution:

Resolved, That the judiciary committee be instructed to inquire into the expediency of so amending the law providing for the Poor, as to dispense of the office of Overseer of the Poor, and confer their powers and duties on the Justices of the peace in their respective townships, with leave to report by bill or otherwise.

And the question being on the adoption of said resolution,

It was decided in the negative.

On motion of Mr. Powell,

Resolved, That the committee on roads be instructed to inquire into the propriety of amending the present road law, so as to insure a more faithful discharge of the duties of supervisors, and to provide for their appointment by the board doing county business in the proper county.

Mr. Gird offered the following resolution:

Resolved, That the committee of ways and means be instructed to inquire into the expediency of so altering and amending the revenue law, as to extend the time for the payment of the State revenue, by the collectors of the several counties in this State, from the 2d Monday in December, in each year, until the last Monday in December; and report by bill or otherwise.

And on the question of the adoption thereof,

It was decided in the negative.

On motion of Mr. Matthews,

Resolved, That the judiciary committee be instructed to inquire into the expediency of dividing the State into probate circuits, and electing by joint ballot a circuit Judge for each circuit.

On motion of Mr. Eckles,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of providing more definitely the return day of executions issued on judgments of the probate court, and for the continuance of causes pending in probate courts, whenever the Judges thereof shall not attend at the time provided by law; with leave to report by bill or otherwise.

Mr. Smith offered the following resolution:

Resolved, That the judiciary committee take into consideration the propriety of so amending the act subjecting real and personal property to execution, that in any case where the debt and costs for which execution shall have been issued, the property levied upon shall bring at least two-thirds of its fair appraised value; or on failure to bring that sum, the sale to be adjourned from time to time, as shall appear expedient to the Sheriff or other officer, until it shall be sold for said two-thirds its fair value; and report by bill or otherwise.

And the ayes and noes being requested thereon, by Messrs. Eckles and Crume,

Those who voted in the affirmative are,

Messrs. Briggs, Hanna of M., Lusk, Morris, Myers, Shook, Walpole, Wines of G. & W., and Wright.—9.

Those who voted in the negative are,

Messrs. Armstrong, Baird, Bennett, Berry, Bloomfield, Boon, Breeze, Brown of S., Brown of T., Burk, Burns, Burton, Conner, Cook, Crume, Cunningham, Curry, Depaw, Dowling, Dunn, Eckles, Eggleston, Elder, Evans, Ferguson, Fitch, Gale, Gird, Graham, Guard, Hanna of C., Haymond, Heath, Henderson, Hoobler, Hood, Hubbard, Huckleby, Jackson, James, Jones, Lee of B., Lee of M., Long, Longley, Mace, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, Maxson, McCarty of F., McCarty of P. & N., McIntire, McKinney, Miller, Newell, Nicholls, Odell, Owen, Pabody, Pepper, Porter, Posey, Powell, Proflitt, Pucket, Reeve, Riley, Rockhill, Rush, Sands, Smith, Stapp, Steele, Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Watt, Williams, Wines of V., Winship, Zenor, and Mr. Speaker—88.

So said resolution was lost.

Mr. Jones introduced a bill, No. 7, legalizing the assessment of the State and County revenue, in the county of Vanderburgh;

Which was read and passed to a second reading on to-morrow.

Mr. Graham introduced a bill, No. 8, legalizing the assessment and collection of the State and County revenue for the year 1836, in the counties of Warrick and Spencer;

Which was read and ordered to a second reading on to-morrow.

Mr. Berry introduced a bill, No. 9, to locate a state road from Bloomington to Bloomfield;

Which was read once and passed to a second reading on to-morrow.

On motion of Mr. Vandever,

The bill heretofore laid on the table, No. 4, relative to the election of U. S. Senator, was taken up;

When,

Mr. Stapp moved to amend said bill by striking it out from the enacting clause, and inserting a substitute.

On motion of Mr. Brown of T.

Said bill and pending amendment was committed to a committee of the whole House, and made the order of the day for Monday week.

The House then proceeded to the consideration of the orders of the day.

Bill, No. 4, repealing certain acts regulating the mode of doing county business in the county of Greene,

Was read a second time, and,

On motion of Mr. Stapp,

Laid on the table.

Bill, No. 5, to legalize the election of a probate Judge, in Porter county,

Was read a second time.

The rules of the House being suspended,

Was read a third time and passed.

Ordered, That the clerk inform the Senate, and ask their concurrence.

Mr. Bennett moved that the House now resolve itself into a committee of the whole, on the Governor's message;

Which motion did not prevail.

The Speaker laid before the House a report from the Treasurer, exhibiting the condition of the 3 per cent. fund;

Which,

On motion,

Was referred to the committee on roads.

Ordered, That 500 copies thereof be printed for the use of the members of this House.

And the House adjourned until to-morrow morning at 9 o'clock.

SATURDAY MORNING, 9 o'clock, Dec. 10th.

The House met pursuant to adjournment.

The Speaker laid before the House the following communication:

The Hon. C. B. SMITH, Speaker:

Douglass Maguire is authorized to make communications from this Department to the House of Representatives.

EXECUTIVE DEPARTMENT, }
December 9, 1836. }

N. NOBLE.

Also, two several communications from the Cashiers of the Branch Banks at Fort Wayne and Bedford;

Which, without reading, were referred to the committee on the State Bank.

Mr. Eckles, from the committee on enrolled bills, made the following report:

The committee on enrolled bills now report, that they did, on Friday the 9th instant, present to His Excellency, the Governor, for his approval and signature, an enrolled bill of the Senate, entitled "an act providing for the division of the eighth, and for the formation of the ninth judicial circuit, and for other purposes;"

Also, an enrolled bill, No. 1, of the House of Representatives, entitled "an act to authorize a special session of the Vermillion circuit court;"

Also, an enrolled bill, No. 2, of the House of Representatives,

entitled "an act to authorize the Johnson circuit court to hold a special session."

A message from the Governor, by Mr. McGuire, his private secretary:

MR. SPEAKER--

I am requested to inform the House of Representatives that the Governor has approved and signed an act which originated in the Senate, entitled

"An act for the division of the eighth, and for the formation of the ninth judicial circuit, and for other purposes;"

And also an act which originated in the House of Representatives, entitled

"An act to authorise the Johnson circuit court to hold a special session."

Mr. Fitch introduced the petition of sundry citizens of Cass, Miami, and Kosciusko counties, praying the location of a state road from Logansport to the county seat of Noble county;

Which, without reading, was referred to the committee on roads.

Mr. Porter introduced the petition of Henry P. Keen and others, praying the location of a state road from Corydon to the Ohio river, opposite the mouth of Salt river;

Which,

On motion,

Was referred to the committee on roads.

Mr. Hanna of C., from the select committee on that subject, reported a joint resolution, No. 10, relative to postage.

Mr. Steele moved to amend said joint resolution by adding thereto the following: "that the provisions of this resolution be extended to the clerks, sergeant-at-arms, and door keeper, of this House."

Mr. Morris moved to recommit the resolution with the proposed amendment to a select committee.

Mr. Owen moved the following instructions to the committee: "that they embrace in the joint resolution to be reported *"private communications."*

And then said resolution, amendment, and instruction, was recommitteed to a select committee of Messrs. Morris, Hanna of C. and Evans.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER—

I am instructed by the Senate to inform the House of Representatives, that the Senate have adopted the following resolution:

Resolved, That the Senate will, instantler, (the House of Representatives concurring) proceed to the election of president Judges for the eighth and ninth judicial circuits, of the state of Indiana, and for the

election of prosecuting Attornies for the sixth, eighth, and ninth judicial circuits.

Mr. Liston is appointed teller on the part of the Senate.

On motion of Mr. Baird,

The House reciprocated the resolution of the Senate fixing the time of going into the election of president Judges for the eighth and ninth judicial circuits, and prosecuting Attornies for the sixth, eighth, and ninth judicial circuits.

Ordered, That Mr. Hubbard be appointed teller on the part of the House, and that the clerk inform the Senate thereof.

Mr. Baird asked and obtained leave of absence for Mr. Curry.

On motion of Mr. Hubbard,

Resolved, That the committee of ways and means be instructed to inquire into the expediency of so altering the revenue law, as to make it necessary for any person vending foreign merchandize, to obtain a license from the board doing county business.

Mr. Vandever offered for adoption the following resolution:

Resolved, That the committee on canals and internal improvements, be instructed to inquire into the expediency of providing by law for a survey and estimate, to be made of a Macadamized turnpike road from Madison, in Jefferson county, by the way of New Lexington, Salem, Livonia, and Paoli; thence on the nearest and best way to the Wabash river, opposite Mount Carmel, at any time when the board of internal improvement may deem it expedient to do so; with leave to report by bill or otherwise.

Mr. Zenor moved to lay said resolution on the table, and before any question was had thereon,

The Senate came in from their chamber, and took their seats on the right of the Speaker's chair—the President of the Senate on the right of the Speaker—when both Houses proceeded by joint ballot to the election of a president Judge for the eighth judicial circuit.

On counting the first ballot it appeared that

Charles W. Ewing received	128 votes,
Scattering	14 votes.

Charles W. Ewing having received a majority of all the votes given, was, by the President of the Senate, in the presence of both Houses, declared duly elected president Judge of the eighth judicial circuit, to serve as such for the term of seven years.

Both Houses then proceeded to the election of a president Judge for the ninth judicial circuit.

And on counting the first ballot it appeared that

Samuel C. Sample received	128 votes,
Scattering	14 votes.

Samuel C. Sample having received a majority of all the votes given, was declared by the President of the Senate, duly elected president Judge for the ninth judicial circuit, to serve as such for the term of seven years.

The two Houses then proceeded to the election of a prosecuting Attorney for the sixth judicial circuit.

On counting the first ballot it appeared that

David Kilgore received	64 votes,
Samuel W. Parker received	68 votes,
Scattering	13 votes.

No person having a majority of all the votes given, both Houses proceeded to a second balloting.

When, on counting, it appeared that

Samuel W. Parker received	77 votes,
David Kilgore received	67 votes.

Samuel W. Parker having received a majority of all the votes given, was, in the presence of both Houses of the General Assembly, by the President of the Senate, declared duly elected prosecuting Attorney for the term of two years.

The two Houses again proceeded to ballot for a prosecuting Attorney for the eighth judicial circuit.

On counting the first ballot it appeared that

David D. Pratt received	47 votes,
John W. Wright received	41 votes,
Thomas Johnson received	55 votes.

No gentleman having received a majority of all the votes given, the two Houses, in like manner, proceeded to a second balloting--when,

On counting, it appeared that

David D. Pratt received	42 votes,
John W. Wright received	16 votes,
Thomas Johnson received	84 votes.

Thomas Johnson having received a majority of all the votes given, was, by the President of the Senate in the presence of both Houses of the General Assembly, declared duly elected prosecuting Attorney for the eighth judicial circuit, to serve as such for the term of two years.

The two Houses proceeded to the election of a prosecuting Attorney for the ninth judicial circuit.

On counting the first ballot it appeared that
 Joseph L. Jernegan received 108 votes,
 Scattering 24 votes.

Joseph L. Jernegan having received a majority of all the votes given, was, by the President of the Senate, in presence of both Houses of the General Assembly, declared duly elected prosecuting Attorney for the ninth judicial circuit, for the term of two years.

The Senate then returned to their chamber,
 And the House adjourned until Monday morning, 9 o'clock.

MONDAY MORNING, 12th Dec., 9 o'clock.

The House met pursuant to adjournment.

The Speaker laid before the House three several communications from the cashiers of the Branch Banks at Indianapolis, Madison, and New Albany.

Mr. Hood introduced a petition from sundry citizens of the county of Miami, praying the relocation of a certain state road;

Mr. Vanmetre presented the petition of sundry citizens of Delaware and Henry counties, praying the location of a state road from Knightstown to New Cumberland;

Which were severally read and referred to the committee on roads.

Mr. Baird presented the petition of Daniel Dayton and others, praying the passage of an act to incorporate the St. Joseph manual labor collegiate institute;

Which was read and referred to the committee on education.

Mr. Storm presented the petition of Francis Long and others, praying a change in part of the Bono and Terre Haute road;

Which was referred to the committee on roads.

Mr. McCarty of P. & N. presented the petition of sundry citizens, praying the location of a state road from Laporte to the state line, in a direction to the county seat of Lake county;

Which, without reading, was referred to a select committee of Messrs McCarty, Jackson, and Baird.

Mr. Baird presented the petition of Wm. McCartney and others, citizens of St. Joseph county, praying permission to dig a certain race for hydraulic purposes;

Which was referred to the committee on corporations.

Mr. Longley presented the petition of sundry citizens of Indiana, praying a change in the present Madison and Lafayette rail road, between Indianapolis and the latter place;

Which was read and referred to the committee on canals and internal improvements.

Mr. Hanna of M. presented the petition of sundry citizens of Marion county, on the same subject;

Which was referred to the same committee.

Mr. Miller presented the petition of John Hargrove and others, praying a change in the mode of doing county business in Gibson county;

Which was read and referred to a select committee of Messrs. Miller, Graham, and Howell.

Mr. Bennett presented three several petitions of the citizens of Wayne, Union, and Franklin counties, praying the passage of a law authorizing a survey and estimate of a canal from Richmond to intersect the White Water canal at or near Brookville;

Which,

On motion,

Was referred to a select committee.

Ordered, That Messrs. Bennett, Watt, McCarty of F., Haymond, Bloomfield, Curtis, and Crume, be that committee.

Mr. Wines of G. & W. presented the petition of sundry citizens of Wabash and Kosciusko counties, praying the location of a state road from Lagro bridge to Westminster, thence to intersect the state road from Huntington;

Which was read and referred to the committee on roads.

Mr. Marshall, of Jefferson, presented two several petitions of the citizens of Jefferson and Scott counties, praying the location of a state road from the state ford, on the Muscatitack, to Madison;

Which, without reading, were referred to the committee on roads.

Mr. Hubbard presented the petition of sundry citizens of Wayne, Union, and Franklin counties, praying a survey and estimate of a canal from Richmond to a point at or near Brookville;

Which, without reading,

Was referred to the select committee heretofore appointed on that subject.

Mr. Morris from the select committee to which was committed a joint resolution of this House, No. 10, on the subject of postage, reported the same back to the House with an amendment;

Which (after a suspension of the rules) was read three several times, and passed.

Ordered, That the clerk carry it to the Senate, and ask their concurrence therein.

Mr. Graham from the select committee on that subject, reported a bill, No. 11, changing the time of holding elections for township officers in the county of Warrick;

Which was read and passed to a second reading on to-morrow.

The resolution heretofore offered by Mr. Vandever, and pending at the last adjournment,

Was read and adopted.

On motion of Mr. Crume,

Resolved, That the committee of ways and means be instructed to inquire into the expediency of so amending the revenue law, as to pro-

vide that no article of property shall be liable to taxation except such as are specifically named in the law.

Mr. Steele moved the adoption of the following resolution

Resolved, That the committee on canals and internal improvements, be instructed to inquire into the expediency of providing for the construction of a rail or Macadamized turnpike road, from Greencastle by way of Strain's mills and Rockville to Montezuma.

On motion of Mr. Burns,

Said resolution was amended by adding thereto, "Thence on a direction to Danville, in the state of Illinois, by way of Newport, Eugene, and Perrysville."

Said resolution as amended was then adopted.

On motion of Mr. Posey,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of providing by law for a survey and estimate of a rail road from Rushville, in Rush county, (via.) the northern termination of the White Water canal; thence to the town of Fort Wayne, in Allen county, in the event of there being an increase of public works in the state at the present session.

Mr. Cook moved the adoption of the following resolution:

Resolved, That the committee on internal improvements inquire into the expediency of repealing so much of the act, entitled "An act to provide for a general system of internal improvements," approved January 27th, 1836, as gives the Governor power, by and with the advice and consent of the Senate, to appoint the board of Canal Commissioners, and that the election of said commissioners be conducted as other elections before the legislature, by joint ballot of both Houses;

Which was read and laid on the table.

On motion of Mr. Boon,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of providing by law, for a survey and estimate of a clay turnpike road leading from Madison, in Jefferson county, by way of Brownstown, Bedford, and Bloomfield, to the town of Vincennes, in Knox county.

Mr. Stapp introduced the following resolutions:

Resolved 1st, That the surplus revenue of the United States, which now is, or hereafter may be set apart for the state of Indiana, ought to be funded and reserved as an education fund forever, and the proceeds thereof applied to the promotion of common schools, at some future day to be designated by the legislature.

2nd, That the proceeds of said fund, for the first ten years, ought to be loaned to the internal improvement fund, for the payment of the interest which may fall due on the same.

3rd, That said surplus revenue ought to be funded in such manner that a portion thereof may be occasionally loaned to the internal improvement fund for short periods, if such loans be necessary to the construction of said works.

4th, That a select committee of one member from each judicial cir-

cuit, be appointed to carry out the principles contained in the foregoing resolutions, who will report by bill or otherwise;

Which were read and laid on the table.

On motion of Mr. Mace,

Resolved, That the committee on corporations be instructed to inquire into the expediency of incorporating a bridge company, to construct a bridge across the Wabash river at the town of Williamsport, Warren county, with leave to report by bill or otherwise.

On motion of Mr. Evans,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of providing for the construction of a rail road from Crawfordsville, by Covington, to the state line, to Danville, Illinois; with leave to report by bill or otherwise.

On motion of Mr. Brown of T.,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of constructing a rail or turnpike road, from Lafayette to Michigan city; with leave to report by bill or otherwise.

On motion of Mr. Ferguson,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of making an appropriation for the grading and bridging a road on the line as surveyed by R. Coyle, from Columbus to Jeffersonville;—and also, to inquire into the expediency of placing the same, as soon as practicable, under contract.

On motion of Mr. Vandever,

Resolved, That the committee of ways and means be instructed to inquire into the expediency of so amending an act, entitled "An act to provide for an equitable mode of levying and collecting the taxes of this state," approved February 8th, 1836, so as to exempt from taxation pensioners as well as persons who have served in the land and naval services in the revolutionary war.

On motion of Mr. Storm,

Resolved, That the committee on ways and means be instructed to inquire into the expediency of providing by law, that there shall be one assessor appointed in each township in this state, and that there shall be a day set apart, and that the people shall be bound to meet the assessor on that day; and in case of failure that the assessor shall go and assess the property, and the person so failing shall pay a double tax, and that the extra tax shall be paid to the assessor for his services; with leave to report by bill or otherwise.

Resolved further, That the board doing county business shall be authorised to allow said assessor reasonable compensation for his services.

On motion of Mr. Wright,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of authorizing a survey of a Macadamized road from Terre Haute by Roseville and Rockville to Crawfordsville.

Mr. Eckles moved the adoption of the following resolution:

Resolved, That a select committee of two be appointed to inquire

into the expediency of so amending the several acts laying off the 4th, 5th, and 7th judicial circuits, and fixing the time of holding courts therein, as to form one additional circuit; with leave to report by bill or otherwise.

On motion of Mr. Howell,

Said resolution was amended by striking therefrom the 4th judicial circuit.

Mr. Myers moved further to amend said resolution by striking out the 7th judicial circuit; when,

On motion of Mr. Hubbard,

The resolution and pending amendments were laid on the table.

On motion of Mr. Depaw,

Resolved, That the committee on canals and internal improvements be directed to inquire into the expediency of authorising by law, a survey and estimates to be made for the construction of a turnpike road from the town of Salem, in Washington county, via. Brownstown to Rockford, in Jackson county; with leave to report by bill or otherwise.

On motion of Mr. Miller,

Resolved, That the committee on roads be instructed to inquire what change, if any, is necessary to make it the duty of supervisors of roads to collect the road revenue of all residents in their respective bounds; with leave to report by bill or otherwise.

On motion of Mr. Hanna of M.,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of preparing and reporting to this House, a memorial to Congress, asking a donation in land (to assist in the construction of a rail road from the town of Lafayette, on the Wabash river, to Michigan City, on the margin of Lake Michigan,) on the same terms and conditions that the lands were granted by the U. States to the state of Indiana, for the purpose of assisting in the construction of the Wabash and Erie canal.

On motion of Mr. Smith,

Resolved, That the judiciary committee be instructed to inquire into the expediency of so amending the act, entitled "An act for the appointment of county surveyors and their deputies," that all county surveyors shall be required to exhibit to the respective boards doing county business, at their first meeting after the publication of the acts of the present session, a record of all corners by them previously perpetuated, and also such records of perpetuated corners as may have been delivered to them by their predecessors; and that said surveyors thereafter continue to exhibit as aforesaid, semi-annually, the records of all additional corners by them perpetuated. And also, that said boards doing county business examine said records, and affix their certificate of approval, if found in due form of law, and order the same to be recorded with the records of original field notes; and that so much of the laws of the United States as relates to the survey of public lands in the state of Indiana, be appended to said act; with leave to report by bill or otherwise.

On motion of Mr. Myers,

Resolved, That the committee on internal improvement inquire into the expediency of authorising a compact on the part of this state with the state of Illinois, with a view to the improvement of the navigation of the river Wabash; and if they deem it expedient, that they report the principles upon which such arrangement should be made, accompanied by a bill.

On motion of Mr. Walpole,

Resolved, That the judiciary committee be instructed to inquire into the expediency of abolishing imprisonment for debt; with leave to report by bill or otherwise.

On motion of Mr. Strain,

Resolved, That the committee on military affairs be instructed to inquire into the expediency of so changing the militia law, as to require the courts of assessments to be held on the second Monday in November in each year; with leave to report by bill or otherwise.

On motion of Mr. Burns,

Resolved, That the committee on military affairs be instructed to inquire into the expediency of repealing all of the act, entitled "An act for the encouragement of education," approved February 2d, 1833; with leave to report by bill or otherwise.

On motion of Mr. Matthews,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of so amending an act, entitled "An act to organize probate courts and defining the power and duties of executors, administrators, and guardians," as to empower executors and administrators to sell at private sale personal property that may be discovered by such executor or administrator after a sale has been made, agreeably to the 16th section of said act; with leave to report by bill or otherwise.

Mr. Smith moved the adoption of the following resolution:

Resolved, That the committee on internal improvements be instructed to inquire into the expediency of ordering a survey, with a view to the construction of a rail road from the northern termination of the White Water canal, directly to Fort Wayne; with leave to report by bill or otherwise.

Mr. Macey moved to amend said resolution by inserting in the proper place, these words—"By way of New Castle and Muncietown;"

And before any question was had thereon,

The Speaker announced the expiration of the hour allotted to the discussion of resolutions.

Mr. Stapp introduced a bill, No. 11, accepting the deposits of a portion of the revenue of the United States;

Which was read the first time, and ordered to a second reading on to-morrow.

Mr. Macey introduced a bill, No. 12, to incorporate the town of Knightstown;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Hood introduced a bill, No. 13, to incorporate the Peru collegiate institute;

Which was read once, and passed to a second reading on to-morrow.

And the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

On motion of Mr. Evans,

The House, according to order, resolved itself into committee of the whole on the Governor's message, (Mr. Thornton in the chair,) and, after some time spent therein, the committee rose, and reported,

That the committee of the whole, according to order, have had the subject matter of the Governor's message under consideration, have adopted sundry resolutions in which they ask the concurrence of the House, to wit:

1. *Resolved*, That so much of the Governor's message as relates to the dividend of the surplus revenue of the U. States, to which the state of Indiana, by the provisions of the late act of Congress on that subject, may be entitled, together with the documents on the same subject accompanying the same, be referred to a select committee of 14 members, two of which to be selected from each congressional district.

2. *Resolved*, That so much of the Governor's message as relates to the State Bank, be referred to the committee on the State Bank.

3. *Resolved*, That so much of the Governor's message as relates to the receipts and expenditures of the past year, be referred to the committee of ways and means.

4. *Resolved*, That so much of the Governor's message as refers to education, be referred to the committee on education.

5. *Resolved*, That so much of the Governor's message as relates to the improvement of the Wabash river, and so much as relates to the removal of the obstructions in the Wabash river, and the obtaining of the co-operation of Illinois in the same, be referred to the committee on internal improvements.

6. *Resolved*, That so much of the Governor's message as relates to a geological survey of the state of Indiana, be referred to a select committee.

7. *Resolved*, That so much of the Governor's message as relates to appropriations by Congress for the construction of harbors and light-houses, be referred to a select committee, with instructions to report a joint resolution praying Congress to make a further appropriation for the public works at Michigan City, in amount commensurate with the increased commerce of the place, and the interests of the state.

8. *Resolved*, That so much of the Governor's message as relates to the agricultural interests of the state, be referred to the committee on agriculture.

9. *Resolved*, That so much of the Governor's message as relates to

bestowing upon the college at Bloomington the character and endowments of a University, be referred to the committee on education.

10. *Resolved*, That so much of the Governor's message as relates to the militia of this state, be referred to the committee on military affairs.

11. *Resolved*, That so much of the Governor's message as relates to the Lawrenceburgh rail road company, be referred to the committee on canals and internal improvements, with instructions to inquire into the propriety of the state taking stock in said company to the amount of five hundred thousand dollars.

12. *Resolved*, That so much of the Governor's message as refers to the Michigan road, be referred to the committee on canals and internal improvements.

13. *Resolved*, That so much of the Governor's message as relates to the three per cent. fund, be referred to the committee on roads.

14. *Resolved*, That so much of the Governor's message as relates to the state prison, be referred to the committee on the state prison.

15. *Resolved*, That so much of the Governor's message as relates to the improvements made in and around the capitol, and the defacing and marking the walls of the same, by idle and vicious persons, be referred to the joint committee on public buildings.

16. *Resolved*, That so much of the Governor's message as relates to the salaries of certain officers, be referred to the select committee heretofore appointed on that subject.

17. *Resolved*, That so much of the Governor's message as relates to the boundary line, between this state and the state of Ohio, be referred to a select committee.

18. *Resolved*, That so much of the Governor's message as relates to the battle ground of Tippecanoe and the proposed monument, be referred to a select committee.

19. *Resolved*, That so much of the Governor's message as refers to the Jeffersonville and Columbus rail road, be referred to the committee on canals and internal improvements.

20. *Resolved*, That so much of the Governor's message as relates to the claims of counties lying south of the New Albany and Vincennes road to a share in an extension of the system of internal improvement, be referred to the committee on canals and internal improvements.

21. *Resolved*, That so much of the Governor's message as relates to a provision for the balance still due on a survey and estimates for a road from Princeton to Mount Vernon, ordered by a resolution of the legislature at its last session, be referred to the committee of ways and means.

22. *Resolved*, That so much of the Governor's message as relates to the operations of the board of internal improvement during the past year, be referred to the committee on canals and internal improvements.

23. *Resolved*, That so much of the Governor's message as relates to a canal from Fort Wayne along the valley of Elkhart, Big St. Joseph,

and Kankakee, terminating at Michigan City, be referred to the committee on canals and internal improvements.

24. *Resolved*, That so much of the Governor's message as relates to the affairs of the town of Indianapolis, be referred to the committee on the affairs of the town of Indianapolis.

On motion,

The House concurred generally.

On resolution No. 1, the Speaker appointed the following committee:

Messrs Thornton, Stapp, Owen, Vandever, James, Haymond, Bloomfield, Crume, Dowling, Boon, Brown of T., Baird, Fitch, and Hanna of M.

And on the 7th,

Messrs. Maxson, Baird, and McCarty of P. & N.

And on the 6th,

Messrs. Dowling, McCarty of F., and Morris.

On the 17th,

Messrs. Brown of T., Jones, and Evans.

And on the 18th,

Messrs. James, Dunn, Guard, Haymond, and Marshall of Jefferson.

The Speaker laid before the House certain documents in relation to contesting the election of Mr. Burk;

Which, without reading, were referred to the committee on elections.

Also, a communication from James M. Ray, enclosing a report of the commissioners of the sinking fund.

Ordered, That it be referred to the committee on the State Bank, and that 500 copies be printed for the use of the members of this House.

Also, the report of the cashier of the Branch Bank at Richmond;

Which, without reading, was referred to the committee on the State Bank.

Mr. McCarty of P. & N. introduced a bill, No. 14, to change the name of Portersville, in Porter county, to that of Zalparaiso;

Which was read the first time, and passed to a second reading on to-morrow.

Also, a bill, No. 15, to amend an act, entitled "An act to regulate marriages;"

Which was read the first time, and ordered to a second reading on to-morrow.

Mr. Haymond asked and obtained leave to introduce a petition from sundry citizens of the counties of Wayne, Union, and Franklin, praying a survey and estimate of a canal from Richmond to a point at or near Brookville.

Mr. Bloomfield introduced a petition on the same subject.

Which were referred to the select committee heretofore appointed on that subject.

The House then proceeded to the consideration of the orders of the day.

A bill, No. 6, to change the name of Mary Ann Elder Glassgo;

Which was read a second time, and ordered to be engrossed for a third reading.

Bill, No. 8, to legalize the assessment and collection of the state and county revenue of the counties of Warrick and Spencer;

Which was read a second time, and referred to a select committee of Messrs. Howell, Jones, and Proffitt.

Bill, No. 7, to legalize the assessment of state and county revenue in the county of Vanderburgh;

Which was read a second time, (the rules of the House being dispensed with,) was read a third time and passed.

Ordered, That the clerk inform the Senate, and ask their concurrence therein.

Bill, No. 9, to locate a state road from Bloomington to Bloomfield;

Was read a second time, and passed to a third reading on to-morrow.

And the House adjourned until to-morrow morning at 9 o'clock.

TUESDAY, 13th Dec. 9 o'clock, 1836.

The House met pursuant to adjournment.

The Speaker laid before the House the report of the Treasurer of State;

Which was read and referred to the committee of ways and means, and

Ordered, That 500 copies thereof be printed.

Mr. Henderson introduced the petition of sundry citizens praying a state road from Knightstown to Middletown;

Which was read and referred to the committee on roads.

Mr. Strain introduced sundry documents from the trustees of the Fredericksburgh bridge company:

Which, without reading, was referred to the committee on canals and internal improvements.

Mr. Cook presented the petition of sundry citizens in regard to a certain state road from Indianapolis to Pendleton, in Madison;

Which was read and referred to a select committee of Messrs. Cook, Conner, and Vanmetre.

Mr. Storm presented the remonstrance of George Sarver and others, remonstrating against the prayer of a petition, signed by Francis Lang and others, citizens of Greene county;

Which was read and referred to the committee on roads.

Mr. Fitch presented the petition of sundry citizens of Cass county, praying an appropriation on the Michigan road;

Which, together with two others on the same subject, heretofore laid on the table;

Were referred to the committee on canals and internal improvements.

Mr. Brown of T. presented the petition of Mordecai N. Ellis and others, citizens of Tippecanoe county, praying a change in the school law;

Which, without reading, was referred to the committee on education.

Mr. Berry presented the petition of sundry citizens of Monroe county, praying an appropriation of the 3 per cent. fund on a certain state road;

Which,

On motion,

Was referred to a select committee of Messrs. Berry, Eckles, and Storm.

Mr. Wines of G. & W. presented the petition of Nathan Smith and others, praying the location of a state road from Westminster *via* the county seat of Kosciusko county to Leesburgh;

Which, without reading, was referred to the committee on roads.

Mr. Morris presented the petition of Heston Russell, praying a divorce from his wife Jane Russell—when

Mr. Jones moved to lay said petition on the table, which motion did not prevail.

On motion of Mr. Morris,

Said petition was referred to the committee on the judiciary.

Mr. Owen presented the petition of sundry citizens of Posey, Vanderburgh, and Gibson counties, praying a Macadamized road from Mount Vernon to Harmony, and thence through Cynthiana to Princeton. Also a Macadamized road from New Harmony by the direct route to Evansville, in Vanderburgh county;

Which were read and referred to the committee on canals and internal improvements.

Mr. Fitch presented the petition of sundry citizens of Cass county, praying an act of incorporation for a company to build a bridge over Eel river at Logansport;

Which was read and referred to the committee on corporations.

Mr. Howell presented a petition praying the acts of J. M. Brady, school commissioner, in the sale of school lands, may be legalized;

Which was read and referred to a select committee of Messrs. Howell, Graham, and Miller.

Mr. Eckles presented the petition and memorial of sundry citizens of Owen county, praying that Spencer be made a point on the road from Crawfordsville to Bloomington;

Which,

On motion,

Were referred to the committee on canals and internal improvements.

Mr. Elder presented the petition of sundry citizens of Decatur county, praying a change in the state road leading from Greensburgh to Columbus;

Which was, without reading, committed to the committee on roads.

Mr. Long, from the committee on roads, reported a bill, No. 17, to locate a state road from Plymouth, in Marshall county, to Monticello, in White county;

Which was read once, and passed to a second reading on to-morrow.

Mr. Bennett, from the select committee on that subject, reported a bill, No. 18, to provide for the survey of the East Fork canal;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Howell, from the select committee to which was re-committed a bill, No. 8, to legalize the assessment and collection of the state and county revenue for the year 1836, in the counties of Warrick and Spencer, reported the same with an amendment;

Which was concurred in.

The bill as amended was then read a third time and passed.

Ordered, That the clerk inform the Senate, and ask their concurrence therein.

On motion of Mr. Dunn,

Resolved, That this House will, (the Senate concurring therein,) on Thursday next, at 10 o'clock, A. M. proceed to the election of the Directors of the State Bank, to fill the vacancies occasioned by the resignation of Seton W. Norris and of Calvin Fletcher, whose term of service will expire during the present session, and that the Senate be informed thereof, and their concurrence requested.

On motion of Mr. Berry,

Resolved, That the committee on military affairs be instructed to inquire into the expediency of amending so much of the militia law now in force, as relates to individuals being exempt from militia duty during any one year, by paying one dollar to the school commissioner, or agent of the county seminary, so that said monies be paid into the hands of the different paymasters of each regiment, to be appropriated by the court of assessment of each regiment as they may think proper; with leave to report by bill or otherwise.

On motion of Mr. Boon,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of providing for an appropriation of thirty thousand dollars, to be expended in removing the obstructions of navigation in the east fork of White river.

On motion of Mr. Pepper,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of constructing a turnpike road from Michigan City to Lawrenceburgh--another from Napoleon *via* Versailles, in Ripley county, to Vevay, in Switzerland county--another from Napoleon to Aurora--and another from Versailles, in Ripley county to Rising Sun, in Dearborn county; with leave to report by bill or otherwise.

The resolution pending on yesterday, offered by Mr. Smith, together with the amendment proposed by Mr. Macey, at the expiration of the hour allotted for the discussion of resolutions, were then taken up;

And on the question of the proposed amendment,

It was decided in the negative.

The original resolution was then adopted.

On motion of Mr. McCarty of P. & N.,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of providing by law for an extension of the Madison and Lafayette rail road to Michigan City, via Monticello and Portersville; with leave to report by bill or otherwise.

On motion of Mr. McCarty of F.,

Resolved, That the standing committee on canals and internal improvements, be instructed to inquire into the expediency of providing by law ample powers in the board of public works, or any one of its members having the charge of any line of public works in this state, to build a bridge across any line of canal whenever and wherever it shall be necessary, and particularly where the improved lands of individuals have been divided by any canal, so that such individuals may pass from one part of their farms to another; and it shall be the duty of said board, or the superintending member thereof, upon any line of public works, to erect bridges across any of the rivers or streams in the state, at the crossings of any county or state road, the fording of such stream having been rendered impassable by the building of any dam across said stream for the purpose of creating slack water navigation on the line of any canal, or in the erection of dams for any other purpose, whereby the public travel shall be impeded upon any of the county and state roads in this state; and it shall be the duty of said board or acting commissioner to remedy such evil at the expense of the state; and that said committee report by bill or otherwise.

On motion of Mr. Baird,

Resolved, That the committee on corporations be instructed to inquire into the expediency of incorporating the Erie and Michigan rail road company, with a capital stock of one million of dollars, to construct a rail road from the eastern side of the county of Steuben, where the Maumee or Vistula turnpike road terminates, in the direction thence to Goshen, South Bend, and Michigan City, with leave to report by bill or otherwise.

On motion of Mr. Vandever,

Resolved, That the committee on claims be instructed to inquire into the expediency of making an allowance to Andrew Wilson, commissioner of the French lick lands, so as to compensate him for travelling to make deposits in the treasury of state, and money expended by said commissioner in the discharge of his duties assigned him by law; with leave to report by bill or otherwise.

Mr. Ferguson offered for adoption the following resolution:

Resolved, That it is inexpedient to set apart any portion of the 3 per cent. fund for the liquidation of the public debt at this time.

On motion,

Said resolution was laid on the table.

On motion of Mr. Rockhill,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of constructing a rail road from Muncey Town, in Delaware county, to Fort Wayne, in Allen county, with leave to report by bill or otherwise.

On motion of Mr. Gird,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of authorizing by law the construction of a rail road from Shelbyville, in Shelby county, *via* Greenfield, in Hancock county, to the falls of Fall creek, or Anderson town, the county seat of Madison county, so as to connect with the Central canal at one of the two last named points.

On motion of Mr. Burns,

Resolved, That the committee on education be instructed to inquire into the expediency of so amending the act incorporating congressional townships and providing for public schools therein, approved February 2d, 1833, as to have the school district of each and every county paid off to suit the convenience of settlements, with regard to the respective situation of each and population thereof, and without any regard to township or range lines, with leave to report by bill or otherwise.

On motion of Mr. Posey,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of providing by law for a survey and estimate of a Macadamized road, commencing on the White Water canal, thence to Rushville, Rush county, and from thence to the National road—the commencing and terminating points to be selected by the state board of internal improvements; to report by bill or otherwise.

On motion of Mr. Shook,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of the state taking stock to the amount of one hundred thousand dollars in the Aurora and Napoleon turnpike company; with leave to report by bill or otherwise.

On motion of Mr. Burton,

Resolved, That a select committee of five be appointed, consisting of one from each of the counties of Vigo, Clay, Owen, Monroe, and Bartholomew, whose duty it shall be to inquire into the expediency of providing by law for the better opening and repairing of the mail road from Terre Haute, *via* Bolinggreen, Spencer, Bloomington, and Columbus; with leave to report by bill or otherwise.

Messrs. Burton, Wines of Vigo, Eckles, and McKinney, were appointed said committee.

On motion of Mr. Jones,

Resolved, That the committee on canals and internal improvements be instructed to inquire what provision (if any) is necessary to be made by law, for the payment of the interest on the loans authorised by the act, entitled "An act to provide for a general system of internal improvements," approved Jan. 27th, 1836—to be negotiated.

Mr. Storm moved the adoption of the following resolution:

Resolved, That the committee on canals and internal improvements, inquire into the expediency of constructing a Macadamized turnpike road from the central canal, opposite Bloomfield, thence to intersect the rail road at Bedford, in Lawrence county.

On motion of Mr. Vandever,

The said resolution was amended by inserting—"and Orleans in Orange county."

The resolution as amended was then adopted.

On motion of Mr. Strain,

Resolved, That the judiciary committee be instructed to inquire into the expediency of compelling by law every person interested in the survey, or running of any line or lines, to bear an equal part in the expense of the same.

On motion of Mr. Proffitt,

The Hall of the House of Representatives was tendered to the State Board of Agriculture on this evening.

On motion of Mr. Vanmetre,

Resolved, That a select committee be appointed, with instructions to report a bill providing for a uniform mode of doing county business, so as to enable each township in the several counties in this state by trustees, to appoint supervisors of roads, and to lay out the same, and make all necessary changes therein; and further to inquire into the expediency of so amending the road law as to require the supervisor on roads, to cause the hands to work out their personal privileges on or before the first day of May in each year; with leave to report by bill or otherwise.

On motion of Mr. Hanna of M.

Resolved, That the committee on roads be instructed to inquire into the expediency of altering the act, entitled "an act for opening and repairing public roads and highways," so as to require the labor thereon to be performed between the first of May and November in each year; and also, to require the labor to be performed in equal proportion on all the roads in each supervisor's district.

On motion of Mr. Burk,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of offering for sale all the suspended canal lands, in the grant by the general government for the construction of the Wabash and Erie canal.

On motion of Mr. Wright,

Resolved, That the committee on roads be instructed to inquire into the expediency of so changing the road tax now levied by the boards doing county business, so as to leave it discretionary with the individual to either pay the same in money, or in work on the roads in his district, and likewise to require three days' work for the personal privilege of each individual annually, or that after three days work on the road district, by each individual, (not otherwise by present law
 ex supervisor shall then work the roads according to the

ad valorem assessment of property in his district, and to report by bill or otherwise.

On motion of Mr. Hanna of C.

The following resolution was adopted:

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of constructing a turnpike road from the cross roads at Kirk's, on the Michigan road, by way of Frankfort, Delphi, Monicello, Portersville, and La Porte, to Michigan City, with leave to report by bill or otherwise.

And, on motion, the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The House met pursuant to adjournment.

Mr. Dunn presented a bill, No. 19, to incorporate the Lawrenceburgh savings institution;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. McCarty of F., introduced a bill, No. 20, to amend an act, entitled "an act to provide for an equitable mode of levying the taxes of this state," approved Feb. 8th, 1836;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Eckles introduced a bill, No. 21, authorising the election of an additional Justice of the peace in Franklin township, in Owen county;

Which was read a first time, and passed to a second reading on to-morrow.

Mr. Lee of B. & B. presented a bill, No. 22, to locate a state road from Morgantown, in Morgan county, *via* Collins' Lick to Columbus, in Bartholomew county;

Which was read the first time, and ordered to a second reading on to-morrow.

The following message was received from the Senate, by Mr. Test, their principal secretary.

MR. SPEAKER--

I am instructed by the Senate to inform the House of Representatives, that the Senate have passed an engrossed bill from the House, entitled

No. 7, "An act legalizing the assessment of state and county revenue in the county of Vanderburgh."

The following message was also received from the Senate, by Mr. Test, their principal Secretary:

MR. SPEAKER--

I am instructed by the Senate to inform the House of Representatives, that the Senate has passed an engrossed

No. 4, "An act to amend an act, entitled an act for the formation of the county of Brown, approved, February 4, 1836,"

In which the concurrence of the House of Representatives is requested.

Which bill was read the first time, and passed to a second reading on to-morrow.

The House then proceeded to consider the orders of the day.

The bill, No. 6, to change the name of Mary Ann Elder Glassgo, was read the third time and passed.

Ordered, That the clerk inform the Senate thereof, and ask their concurrence.

The bill, No. 9, to locate a state road from Bloomington to Bloomfield;

Was read the second time, and referred to the committee on roads.

The bill, No. 12, accepting a portion of the deposits of the surplus revenue of the U. States;

Was read the second time, and referred to the same select committee to which that portion of the Governor's message had been referred.

The bill, No. 11, changing the time of holding elections for township officers in the county of Warrick;

Was read the second time;

When,

On motion of Mr. Stapp,

It was laid on the table.

The bill, No. 13, for the incorporation of the town of Knightstown;

Was read the second time, and referred to the committee on corporations.

The bill, No. 14, to incorporate the Peru Collegiate Institute;

Was read a second time, and,

On motion,

Referred to a committee of the whole House for to-morrow.

The bill, No. 15, to change the name of Portersville, in Porter county, to Valparaiso;

Was read the second time, when,

On motion of Mr. McCarty of P. & N.,

The rules of the House were dispensed with,

The bill read the third time and passed.

Ordered, That the clerk inform the Senate, and ask their concurrence therein.

The bill, No. 16, to amend an act, entitled "an act to regulate marriages," approved February 4th, 1831;

Was read the second time, and referred to the judiciary committee.

Mr. Marshall of Jeff. after having obtained leave, offered the following resolution:

Resolved, That the President of the State Bank and the officers of the several Branches thereof, (who have not yet reported to this House,) have until the third Monday of the present month to make the reports required by their charter.

Which was adopted.

On motion of Mr. Graham,

The resolution heretofore laid on the table relative to the purchase of two thermometers, also the pending amendment which was adopted, on motion of Mr. Owen, was amended by inserting Treasurer of State (instead of Doorkeeper,)

When,

On the question, shall said resolution be adopted?

The ayes and noes being called for by Messrs. Strain and Burton,

Those who voted in the affirmative are,

Messrs. Bloomfield, Brown of S., Brown of T., Crume, Curry, Curtis, Dowling, Dunn, Fitch, Gale, Graham, Haymond, Heath, Howell, Hubbard, Jones, Lee of M., Maxson, McCarty of F., Morris, Odell, Owen, Rockhill, Stapp, Storm, Thornton, Watt, Wines of V., Wines of G. & W., Winship, and Mr. Speaker—33.

Those who voted in the negative are,

Messrs. Baird, Bennett, Berry, Boon, Breeze, Burk, Burns, Burton, Conner, Cook, Cunningham, Depaw, Eckles, Elder, Ferguson, Gird, Guard, Hanna of C., Hanna of M., Henderson, Hoobler, Hood, Huckleby, Jackson, Lee of B., Long, Longley, Lusk, Mace, Macey, Mahan, Marshall of Jefferson, Marshall of Jackson, Matthews, McCarty of P. & N. McIntire, McKinney, Miller, Myers, Newell, Nicholls, Pabody, Porter, Posey, Powell, Reeve, Riley, Rush, Sands, Shook, Smith, Steele, Strain, Talbott, Vandever, Vanmetre, Walpole, Williams, Wright, Zenor—61.

And so said resolution was not adopted.

On motion of Mr. Marshall of Jefferson,

The following resolution was adopted:

Resolved, That the public printers be required to print 700 copies of the journals of this House, and that the clerk be authorised to hand the journals over to the printers as early as practicable, after being read and approved.

Mr. Proffitt introduced a joint resolution, No. 23, relative to the province of Texas;

Which was read the first time, and passed to a second reading on to-morrow.

And, on motion,

The House adjourned until 9 o'clock, to-morrow morning.

WEDNESDAY MORNING, Dec. 14th, 9 o'clock.

The House met.

Mr. Brown of T. presented the petition of Joseph Evans praying relief in a certain case;

Which was referred to the committee on claims.

Mr. Brown of S. presented the petition of William Abit and others, praying the location of a state road from Merom to Rawley's mills;

Which was referred to the committee on roads.

Mr. Thornton presented the petition of Gabriel Bell and others of Clark county, praying to attach a part of said county to the county of Floyd;

Which,

On motion of Mr. Thornton,

Was referred to a select committee of Messrs. Thornton, Armstrong, Ferguson, Heath, and Strain.

Mr. Jackson presented the petition of Matthew Rippey and others, praying the construction of a canal from the Wabash and Erie canal, at or near Fort Wayne, by way of Goshen, South Bend, and thence in a westerly direction to the Illinois state line;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Armstrong presented the petition of William Wells and others, praying the location of a state road from Clarksburgh, in Clark county, to New Albany, in Floyd county;

Which was read and referred to the committee on roads.

Mr. Henderson presented the petition of Isham Copling and others, praying the location of a state road from New Castle, in Henry county, to Knightstown, in said county;

Which was read and referred to the committee on roads.

Mr. McCarty of P. & N. presented the petition of Asahel Neal and others, praying the location of a state road from the county seat of Porter county, to the west boundary line of the state;

Which was read and referred to the committee on roads.

Mr. Fitch presented the petition of Daniel Dale, sen'r. and others, praying the location of a state road from Logansport to intersect the Detroit and Chicago turnpike road, at a suitable point;

Which was read and referred to the committee on roads.

Mr. Berry, from the select committee on roads, to which was referred a bill of the House, No. 9, on the subject of a state road from Bloomington to Bloomfield, reported the same back without amendment;

Which was read the third time and passed.

Ordered, That the clerk inform the Senate, and ask their concurrence therein.

Mr. Fitch, from the committee on that subject, made the following report:

The committee on corporations to which was referred the petition

of sundry citizens of Cass county, praying the incorporation of the Eel river and Michigan road bridge company, have instructed me to submit the following:

Bill, No. 24—An act, entitled an act to incorporate the Eel river and Michigan road bridge company;

Which was read the first time, and passed to a second reading on to-morrow.

On motion of Mr. Mace,

The resolution heretofore laid on the table, on the subject of a revision of the laws,

Was taken up and adopted.

On motion of Mr. Nicholls,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of authorising by law, the survey and estimate of a rail road or turnpike, commencing at Indianapolis *via* Danville, Rockville, to Montezuma; with leave to report by bill or otherwise.

On motion of Mr. Cook,

The resolution, heretofore laid on the table, directing the internal improvement committee to inquire into the expediency of changing the mode of electing the board of public works, was taken up, and adopted.

On motion of Mr. Rush,

Resolved, That the committee on military affairs be instructed to inquire into the expediency of revising the whole of the militia law of this state, with leave to report by bill or otherwise.

On motion of Mr. Huckleby,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of so amending the act of last session, approved, Feb. 1st, 1836, authorising a majority of the qualified voters of fractional township 8, south of range 2 west, to sell the 16th section, in said township, so as to authorise them to sell the school lands belonging to said township; and that they have leave to report by bill or otherwise.

Mr. Breeze offered for adoption the following resolution:

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of repealing so much of the twenty-sixth section of the act, relating to crime and punishment, approved, Feb. 1st, 1831, as authorises imprisonment on conviction for assault and battery; and that said committee report by bill or otherwise.

Which was not adopted.

Mr. Shook offered for adoption the following resolution:

Resolved, That the committee on roads be requested to inquire into the expediency of so amending the 60th section of the road law, that no supervisor shall be allowed more than three days extra service in any one year; with leave to report by bill or otherwise.

Which was not adopted.

Mr. Matthews offered for adoption the following resolution:

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of so smending an act, entitled an act relative to

crimes and punishments, that every person who shall perpetrate an assault and battery, shall be fined not less than one dollar, and be imprisoned not less than one hour; with leave to report by bill or otherwise.

And, on the question of its adoption, it was decided in the negative.

On motion of Mr. Dowling,

Resolved, That the committee on internal improvements be directed to inquire into the expediency of making provision by law, for the construction of a turnpike or rail road from Terre Haute, in the county of Vigo, through Sullivan county, to Vincennes, in the county of Knox, and also from the National road, opposite the town of Terre Haute, thence to the town of Newport, thence to the town of Williamsport, thence to the town of Independence, and thence to Monticello.

On motion of Mr. Williams,

Resolved, That the committee of ways and means be instructed to inquire into the expediency of amending the twenty-fifth section of the act for assessing and collecting the revenue, so as to make it the duty of the collector to pay over to the school commissioners of each county, that part of the revenue collected for township schools, and make it the duty of the school commissioner to pay the same to the treasurer of each congressional district, in their respective counties.

On motion of Mr. Puckett,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of constructing a Macadamized turnpike road, from the state line dividing Ohio and Indiana, ten miles east of Winchester, thence to Winchester and Muncey town.

On motion of Mr. McCarty of F.

Resolved, That the committee on the State Bank be instructed to inquire into the expediency of increasing the branches of the State Bank.

On motion of Mr. Hoobler,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of constructing a clay turnpike road from the west side of the Wabash, on the National road, by way of Clinton, Newport, Eugene, Perrysville, Williamsport, and Monticello, and thence to intersect the road from Lafayette to Michigan City.

On motion of Mr. Powell,

Resolved, That a select committee of five be appointed to inquire into the expediency of so amending the present estray law, as to require (in addition to the present mode of advertising,) a proper description of estray horses to be regularly published in some one of the newspapers printed at the seat of government, and condensed copies thereof be furnished to the several county clerks, at least once every three months.

Ordered, That Messrs. Powell, Pepper, Evans, Proffitt, and Morris, be that committee.

On motion of Mr. Hood,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of constructing a clay

turnpike road from Peru, by way of Mexico, to Rochester, under the direction of the board of internal improvements.

On motion of Mr. Lee of B. & B.

Resolved, That the committee on canals and internal improvements be requested to inquire into the expediency of providing by law, for a survey and estimate, for a Macadamized turnpike road from Columbus, in Bartholomew county, *via* Jacksonborough, in Brown county, to Bloomington, in Monroe county, Spencer, in Owen county, Bowlin-green, in Clay county, to Terre Haute, in Vigo county.

On motion of Mr. Crume,

Resolved, That the committee on canals and internal improvements be directed to inquire into the propriety of constructing a turnpike road from Connersville, in Fayette county, by way of Smelson's mill, in Rush county, to Raysville, in Henry county.

On motion of Mr. Burk,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of making a survey and estimate of a rail road, commencing at the connection of the White Water and Central canal, on the most direct and practicable route, to Huntington, in Huntington county, intersecting the Wabash and Erie canal, at that point.

On motion of Mr. Vanmetre,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of providing by law for the construction of a rail or turnpike road, commencing at Centreville, in Wayne county, thence to Muncey town, in Delaware county, and thence to Huntington, in Huntington county.

On motion of Mr. Walpole,

Resolved, That the committee on canals and internal improvements be requested to inquire into the expediency of providing by law for the construction of a turnpike road, on the route of the Indianapolis and Rushville state road, to Connersville, thence to Liberty, in Union county.

On motion of Mr. Fitch,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of constructing a Macadamized turnpike or rail road, on the Michigan road, from Indianapolis, in Marion county, to Michigan City, in Laporte county.

On motion of Mr. Baird,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of allowing a jury of six in all cases before Justices of the peace now requiring twelve, whenever the parties to the suit may agree to said number.

On motion of Mr. Gird,

Resolved, That the committee of roads be instructed to inquire into the expediency of altering so much of the 20th section of "An act entitled an act to provide for an equitable mode of levying the taxes of this State," as gives the board doing county business the power of fixing the *per centum* to be levied for road purposes, agreeably to the

advalorem system; and giving them the power of levying the road tax in some other way, less burdensome on residents, and making non-residents pay at least as much as residents for the road tax on their lands; and also to provide some more definite mode of drawing the same from the county Treasurer.

On motion of Mr. Morris,

Resolved, That in all cases where reports from State Officers, and others in the employment of the State, are ordered to be printed for the use of this House, that the printers thereof be directed to print an additional number of 300 copies thereof, over and above those ordered by the House, which said additional copies shall be deposited at the book-binders, or otherwise preserved, so that the same may be bound together to constitute a documentary journal; one copy of which to be stitched with paper covers, to be distributed to each member; one copy stitched and covered in like manner to be deposited in the clerk's office of each county, and one copy to be bound in boards and deposited in the Secretary of State's office—and that the Clerk be directed not to place such documents on the Journal of this House, but to hand over the same with the Journals to the printer, for the purpose of meeting the object of this resolution.

On motion of Mr. Jackson,

Resolved, That the committee on Military Affairs be requested to inquire into the expediency of so amending the militia law, as to provide a more efficient mode of collecting fines.

On motion of Mr. Miller,

Resolved, That the committee on military affairs be instructed to inquire into the expediency of making it the duty of all persons who may consent to run as candidates for any office in the militia of this State, shall on presentment of his commission, refuse or neglect to take the oath agreeably to law, shall pay a penalty of some certain amount.

Mr. Wright introduced a joint resolution, No. 25, on the subject of the election of Vice President;

Which was read the first time and ordered to a second reading on to-morrow.

Mr. Haymond introduced a joint resolution, No. 26, relative to the Surplus Revenue;

Which was read the first time and ordered to a second reading on to-morrow.

Mr. Ferguson introduced a joint resolution, No. 27, relative to the purchase by the United States of the Louisville and Portland Canal Stock;

Which was read once and ordered to a second reading on tomorrow.

Mr. Eggleston introduced a Bill, No. 28, supplemental to an act entitled "An act to provide for a general system of internal improvements;

Which was read the first time and passed to a second reading on to-morrow.

And the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

Mr. Stapp introduced a Bill, No. 29, to incorporate the Madison Hotel Company;

Which was read and ordered to a second reading on to-morrow.

The Speaker laid before the House the report of the Auditor of State;

Which was referred to the committee of ways and means, and ordered that 500 copies thereof be printed for the use of the members of this House.

Mr. Eckles introduced a Bill, No. 30, supplemental to an act to provide for a general system of internal improvement;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Newell introduced a Bill, No. 31, to regulate the disbursement of the 3 per cent. fund in the unorganized counties;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Ferguson introduced a Bill, No. 32, to amend the act to incorporate the Jeffersonville and New Albany Canal Company;

Which was read the first time and passed to a second reading on to-morrow.

The following message was received from the Senate by Mr. Test, their principal Secretary:--

MR. SPEAKER--

I am instructed by the Senate to inform the House of Representatives that the Senate have passed an engrossed Bill, entitled No. 2, "An act to change the time of holding the courts in part of the third judicial circuit;" in which the concurrence of the House of Representatives is requested;

Which was read the first and second times (the rules having first been dispensed with,) and committed to a select committee.

Ordered, That Messrs. James, Eggleston, Elder and Haymond be that committee.

Mr. Evans presented the Bill, No. 33, to repeal a part of the Crawfordville, Covington, and Illinois Rail Road Charter;

Which was read the first time, and passed to a second reading on to-morrow.

The orders of the day were then taken up.

The engrossed Bill, No. 4, of the Senate, to amend an act entitled an act for the formation of the county of Brown;

Was read the second and third times and passed.

Ordered that the Clerk inform the Senate.

The Bill, No. 17, to locate a state road from Plymouth, in Marshall county to Monticello, in White county;

Was read the second time and committed to the committee on roads.

The bill, No. 18, to provide for the survey of the East Fork canal,
Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

The bill, No. 19, to incorporate the Lawrenceburgh Savings Institution,

Was read the second time, and committed to the committee on corporations.

The bill, No. 20, to amend an act to provide for an equitable mode of levying the taxes of this state, approved Feb. 8th, 1836,

Was read the second time, and committed to the committee of ways and means.

The bill, No. 21, to authorise the election of an additional Justice of the peace, in Franklin township, in Owen county,

Was read a second time, and passed to a third reading on to-morrow.

The bill, No. 22, to locate a road from Morgantown, in Morgan county, by way of Collier's licks, to Columbus,

Was read the second time, and committed to the committee on roads.

The joint resolution, No. 23, relative to the province of Texas,

Was read the second time, and

On motion of Mr. Proffitt,

Was laid on the table.

Mr. Maxson, from the select committee, reported a memorial and joint resolution of the state of Indiana, asking an appropriation for the public works at Michigan City, Indiana;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Morris asked and obtained leave to introduce the following resolution:

Resolved, That the committee on the affairs of the town of Indianapolis, inquire into the expediency of providing for the sale of the remaining lots in the town of Indianapolis, heretofore reserved from sale, and such portion of the reserve of twenty-seven acres, west of Indianapolis, as they may deem advisable;

Which was adopted.

Mr. Walpole, from the joint committee on enrolled bills, reported:

That they have compared the enrolled with the engrossed bill, which originated in the House of Representatives, entitled, as follows, to wit:

An act legalizing the assessment of state and county revenue, in the county of Vanderburgh;

And find the same truly enrolled.

Whereupon,

The Speaker signed said bill.

Ordered, That the clerk carry it to the Senate, for the signature of their President.

Mr. Hubbard introduced a bill, No. 35, to incorporate the Milton Savings Institution;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Burns asked and obtained leave to introduce the following resolution:

Resolved, That the committee on the judiciary be instructed to report a bill repealing the 2d section of the act to amend an act, regulating the practice in suits at law, approved January 29th, 1831—it approved February 3d, 1834.

Mr. Walpole moved to amend said resolution by adding, "committee inquire into the expediency"—

When,

On motion,

The resolution with the pending amendment, was laid on the table.

Mr. Walpole presented two several remonstrances from citizens of Hancock county, against a petition praying the passage of a law confining the jurisdiction of Justices to their several townships.

Which were,

On motion of Mr. Walpole,

Laid on the table.

Mr. Burton having obtained leave, moved the adoption of the following resolution:

Resolved, That when this House adjourns on the 23d instant, that it will adjourn until the second day of January next, the Senate concurring therein;

Which,

On motion,

Was laid on the table.

Mr. Armstrong introduced a bill, No. 36, to amend the several acts for the promotion of schools in Clark's grant;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Owen asked and obtained leave to introduce the following resolution:

Resolved, That the Treasurer of State be authorized and requested to procure for the use of this House, a good eight day clock or time-piece.

And, before any question was had thereon,

The House adjourned until to-morrow morning, 9 o'clock.

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THURSDAY MORNING, Dec. 15, 9 o'clock.

The House met pursuant to adjournment.

Mr. Vandever presented the petition of Hiram Kendle and others, praying an appropriation of the 3 per cent. fund heretofore allotted

to the county of Orange, to the repairing of the state road from Rome to Paoli;

Which was read and referred to a select committee of Messrs. Vandever, Graham, Strain, and Sands.

Mr. Wines of G. & W. presented the petition of Elias Murray, (canal contractor,) asking certain relief;

Which was read and referred to the committee on claims.

Mr. Miller presented the petition of Joseph J. Kirkman, preferring certain charges against Asa C. Mills, an acting Justice of the peace, in and for the county of Gibson;

Which was read and referred to the committee on the judiciary.

Mr. Pepper presented the petition of sundry citizens, praying the formation of a new county out of the county of Dearborn;

Which was read, and,

On motion,

Referred to a select committee of Messrs. Pepper, Dunn, James, Guard, Eggleston, and Shook.

Mr. Powell presented the remonstrance of sundry citizens upon the same subject;

Which was, on motion, referred to the same select committee.

Mr. Maxson, presented the petition of J. Bigelow and others, citizens of Michigan City, praying the passage of a law incorporating "the Western University;"

Which was read and referred to a select committee of Messrs. Maxson, Jones, and Baird.

Mr. Eckles, from the joint committee on enrolled bills, made the following report: that they did this day present to his excellency, the Governor, for his approval and signature, an enrolled bill, No. 7, of the House of Representatives, entitled,

An act legalizing the assessment of state and county revenue, in the county of Vanderburgh.

Mr. Eckles presented the petition of sundry citizens of Owen county, praying that Spencer, in said county, be made a point on the Macadamized road leading from New Albany to Crawfordsville;

Which was read and referred to the committee on canals and internal improvements.

Mr. Longley presented the petition of W. N. Duzan and others, citizens of Boon county, praying an appropriation for the improvement of the Michigan road from Indianapolis to Lake Michigan;

Which was read and referred to the committee on canals and internal improvements.

Also, the petition of sundry citizens of Boon and Clinton counties, praying the location of a state road from Thorntown to Frankfort, in Clinton county;

Which was read and referred to a select committee of Messrs. Longley, Curry, Hanna of C. and Winship.

Mr. Steel presented the petition of Joseph M. Hays and others, praying a change in the militia law;

Which was read and referred to the committee on military affairs.

Mr. Rush presented the petition of John S. Riley and others, citizens of Shelby and Hancock counties, praying the location of a certain state road therein named;

Which was read and laid on the table.

Mr. Baird, from the committee on education, reported

A bill, No. 37, to incorporate the St. Joseph manual labor collegiate institute;

Which was read the first time, and passed to a second reading on to-morrow.

A message from the Senate by Mr. Thompson, of Lawrence, a member.

MR. SPEAKER--

I am directed by the Senate to inform the House of Representatives, that the Senate have reciprocated the Resolution of the House to proceed to the election of two directors of the State Bank of Indiana, to fill the vacancies occasioned by the resignation of Seton W. Norris and Calvin Fletcher, whose terms of service are about to expire.

On motion of Mr. Morris,

The House proceeded, with closed doors, to the election of two Directors of the State Bank of Indiana, to fill the vacancy occasioned by the resignation of Seton W. Norris, and the expiration of the term of Calvin Fletcher—Messrs. Dunn and Brown of T. acting as tellers.

On motion,

The House proceeded first to the election of a Bank Director, to fill the vacancy occasioned by the resignation of Seton W. Norris;

And on counting the ballot it appeared that

George Towsey received	27 votes,
William M. Jenners, received	40 votes,
Alexander Worth received	28 votes,
Scattering	2 votes.

No gentleman having received a majority of all the votes given, the House proceeded to a second balloting;

When it appeared that

George Towsey received	22 votes,
William M. Jenners received	52 votes,
Alexander Worth received	21 votes,
Blank	1 vote.

William M. Jenners having received a majority of all the votes given, was, by the Speaker, declared duly elected on the part of this House, State Bank Director, to serve the unexpired time of Seton W. Norris, resigned.

The House then proceeded to the election of a State Bank Director, to fill the vacancy of Calvin Fletcher, whose term of service is about to expire.

And on counting the first ballot it appeared that

Calvin Fletcher received	57 votes,
Nathaniel West received	13 votes,
Frederick E. Goodsell received	23 votes,
Blank	3 votes.

Calvin Fletcher having received a majority of all the votes given, was, by the Speaker, declared duly elected on the part of this House, a State Bank Director, to serve as such for the term of four years.

Ordered, That the clerk of this House, by a sealed communication, inform the Senate thereof.

The following sealed communication was received from the Senate, by Mr. Thompson, of Lawrence, a member.

MR. SPEAKER:

The Senate have proceeded, at 10 o'clock, to the election of a Bank Director of the State Bank of Indiana, to fill the vacancy occasioned by the resignation of Seaton W. Norris—Messrs. Vawter and Bell, acting as tellers, and upon the third balloting therefor, Alexander Worth having received 24 votes, a majority of all the votes given, was declared duly elected, on the part of the Senate, to serve for the term of four years; and the secretary was ordered to inform the House thereof, in a sealed message.

CHARLES H. TEST,

Secretary of Senate.

And immediately thereafter, the Senate proceeded to ballot, to fill the vacancy occasioned by the expiration of the term of service of Calvin Fletcher; when Calvin Fletcher having received 38 votes, a majority of all the votes given, was declared duly elected a Bank Director, upon the part of the State, for four years.

CHARLES H. TEST, *Secretary.*

Whereupon, (the two Houses having disagreed in the election of a Director to fill the vacancy occasioned by the resignation of Seton W. Norris,) the House proceeded to a second balloting.

When, on counting the first ballot, it appeared that

William M. Jenners received	40 votes,
George Towsey received	13 votes,
Alexander Worth received	42 votes,
Scattering	3 votes.

No person having received a majority of all the votes given, the House proceeded to a second balloting.

When it appeared that

William M. Jenners received	42 votes,
Alexander Worth received	54 votes,
Scattering	1 vote.

Alexander Worth having received a majority of all the votes given, was, by the Speaker, declared duly elected a State Bank Director on the part of this House, to serve the unexpired time of Seton W. Norris, resigned.

Ordered, That the clerk of this House, by a sealed communication, inform the Senate thereof.

The following sealed communication was received from the Senate, by Mr. Thompson, of Lawrence, a member.

MR. SPEAKER:

The Senate have again proceeded to the election of a Bank Director, to fill the vacancy occasioned by the resignation of Seton W. Norris, and Alexander Worth having received 23 votes, a majority of all the votes given, was declared duly elected, a second time, such Bank Director, on the part of the Senate.

CHARLES H. TEST, *Secretary*.

On motion of Mr. Depaw,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of so amending the existing laws, that provide for the elections of Justices of the peace and constables, so as to empower the board doing county business, to authorise the election of an additional Justice and constable in any township petitioning for the same, whenever said board may deem it for the public good and convenience of the people; and where a township is divided by a river or rivers, into the expediency of regulating and confining the elections to persons residing in each of the said divisions respectively, when public convenience requires it.

On motion of Mr. Posey,

Resolved, That the committee on military affairs be instructed to inquire into the expediency of so amending the militia law, as to place the collection of military fines in the hands and under the control of Justices of the peace and constables, to be collected in every respect as debts are in civil cases, to report by bill or otherwise.

On motion of Mr. Mace,

Resolved, That a committee of two be appointed on the part of the House, to act with a similar committee on the part of the Senate, to ascertain of the Judges of the Supreme Court whether or not they will undertake to revise the statute laws of the state now in force, as well as those that may be passed the present session of the General Assembly; with leave to report their proceedings.

Ordered, That the clerk inform the Senate, and that Messrs. Mace and Marshall of Jefferson, be that committee.

On motion of Mr. Cook,

Resolved, That the committee on the affairs of the town of Indianapolis, be instructed to inquire into the expediency of establishing a Medical and Law College, and the propriety of appropriating the Governor's house to that use; with leave to report by bill or otherwise.

On motion of Mr. Williams,

Resolved, That the committee on the town of Indianapolis be instructed to inquire into the expediency of laying off the Governor's circle in lots, and provide for the sale of said lots; also provide for the sale of the Governor's house on said ground.

Mr. Burk offered for adoption the following resolution:

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of authorising the board of internal improvements to employ one or more persons, as they may deem proper, to go into the eastern cities and other portions of the Union, to solicit laborers to emigrate to the state of Indiana, for the purpose of facilitating the completion of the public works now under contract.

On motion of Mr. Smith,

Said resolution was amended by striking out the word "persons," and inserting "of the canal fund commissioners."

Mr. Stapp moved to lay said resolution on the table;

And before any question was had thereon, the hour for the discussion of resolutions expired.

Mr. Macey, from the committee on corporations, reported a bill, No. 13, for the incorporation of the town of Knightstown, back to the House without amendment;

Which was read the third time, and passed.

Ordered, That the clerk inform the Senate, and ask their concurrence therein.

The House then proceeded to the orders of the day.

Bill, No. 18.—To provide for the survey of the East Fork canal, and on the question,

Shall said bill pass?

The ayes and noes being requested thereon, by Messrs. Proffitt and Matthews,

Those who voted in the affirmative are,

Messrs. Armstrong Bennett, Bloomfield, Boon, Briggs, Brown of S., Brown of T., Burk, Burton, Conner, Cook, Crume, Curtis, Depaw, Dowling, Dunn, Eckles, Evans, Ferguson, Fitch, Gale, Guard, Hanna of M., Haymond, Heath, Henderson, Hoobler, Hood, Hubbard, James, Jones, Lee of B., Lee of M., Long, Longley, Mace, Macey, Marshall of Jackson, Marshall of Jefferson, McCarty of F., McCarty of P. & N. McIntire, McKinney, Morris, Owen, Puckett, Riley, Rockhill, Smith, Stapp, Steele, Storm, Strain, Talbott, Vanmetre, Walpole, Watt, Wines of V., Wines of G. & W., Winship, Wright, and Mr. Speaker—62.

Those who voted in the negative are,

Messrs. Baird, Berry, Breeze, Burns, Cunningham, Eggleston, Elder, Gird, Howell, Huckleby, Jackson, Lusk, Mahan, Matthews, Maxson, Miller, Myers, Newell, Odell, Pabody, Pepper, Porter, Posey, Powell, Proffitt, Reeve, Rush, Sands, Shook, Thornton, Vandever, Williams, and Zenor—33.

And so said bill passed.

Ordered, That the clerk inform the Senate, and ask their concurrence.

The bill, No. 21—Authorising the election of an additional Justice of the peace in Franklin township, in Owen county,

Was read the third time and passed.

Ordered, That the clerk inform the Senate, and ask their concurrence.

A joint resolution, relative to the election of Vice President of the United States;

Was read the second time;

When,

Mr. Stapp moved to lay said joint resolution on the table;

Which motion was decided in the negative.

And, after some time being spent thereon,

On motion of Mr. Evans,

Said joint resolution was laid on the table.

On motion of Mr. Crume,

Mr. Morris was added to the committee of ways and means.

And then the House adjourned until 9 o'clock, to-morrow morning.

FRIDAY MORNING, Dec. 16, 9 o'clock.

The House met pursuant to adjournment.

Mr. Mace presented the petition of sundry citizens of Jasper county, praying a portion of said county to be attached to the county of Warren.

Also, the petition of sundry citizens of Warren county praying to attach a part of Jasper to that county;

Which were read and referred to a select committee of Messrs. Mace, Newell, and Burns.

Mr. Heath presented the petition of Alexander Robertson and others, of Scott county, praying a change in the mode of doing county business in said county;

Which was read and referred to the committee on the judiciary.

Mr. Hanna of M. presented the petition of John Newland and others, citizens of Marion county, praying an appropriation for a bridge over Eagle creek;

Which was read and referred to the committee on roads.

Mr. Cook, from the committee of ways and means, made the following report:—

MR. SPEAKER:

The committee of ways and means to whom was referred a resolution instructing them to inquire into the expediency of so altering the revenue law, as to make it unnecessary for any person vending foreign merchandize to obtain a license from the Board doing county business, have had the same under consideration, and direct me to report it inexpedient to legislate on that subject at this time.

Which,

On motion of Mr. Stapp,

Was laid on the table.

Mr. Posey, from the committee of ways and means, made the following report:—

MR. SPEAKER:

The committee of ways and means, to which a resolution was referred on the subject of appointing an assessor in each township in this State, have had the same under their consideration, and have directed me to report, That, in their opinion, it is inexpedient to further legislate on that subject.

Which,

Was read and concurred in.

Mr. Pabody, from the committee of ways and means, made the following report:—

The committee of ways and means, to whom was referred a resolution, instructing them to inquire into the expediency of so amending an act, entitled an act, to provide for an equitable mode of levying the taxes of this State, approved February 8th, 1836, as to exempt from taxation Pensioners, as well as persons who have served in the land and naval service of the United States, in the Revolutionary War, have had the same under consideration, and have directed me to report, That they deem it inexpedient to exempt from taxation, any other class of pensioners except those for revolutionary services, who are already provided for in said act.

Which,

Was read and concurred in.

Mr. Jones, from the judiciary committee, made the following report:—

MR. SPEAKER:

The committee on the judiciary to which was referred a resolution requiring them to enquire into the expediency of abolishing imprison-

ment for debt—a resolution requiring them to enquire into the expediency of so amending the act entitled “An act for recording town plats,” as to require proprietors of all towns hereafter to be laid off, and the proprietors of all additions to towns now laid off, to lay off the streets of such towns and additions, a width not less than eighty feet, and to lay off a suitable number of alleys not less than twelve feet in width, in such towns or additions to towns—and a resolution instructing them to enquire into the expediency of abolishing public executions; and that hereafter all executions of criminals shall be in the jail or enclosed yard, under the order of the court—and a resolution requiring them to enquire into the expediency of so amending an act entitled an act to organize Probate Courts, and defining the power and duties of executors, administrators and guardians, as to empower executors and administrators to sell at private sale personal property that may be discovered by such executor or administrator after a sale has been made, agreeably to the 16th section of said act—and a petition of Daniel A. Rawlings for leave to sell real estate therein specified—have had said resolutions and petition under consideration, and have instructed me to report, That it is inexpedient to legislate upon the subjects in said resolutions and petition mentioned, and ask to be discharged from the further consideration thereof.

Mr. Wright moved to re-commit so much of said report as relates to public executions to a select committee, with instructions to report a Bill in pursuance of the resolution on that subject;

And the ayes and Noes being demanded by Messrs Eckles and Storm,

Those who voted in the affirmative are,

Messrs. Cook, Dowling, Eckles, Fitch, Gird, Henderson, Lusk, Marshall of Jackson, M’Intire, Morris, Myers, Pabody, Pepper, Strain, Vandever, Wines of V. and Wright—17.

Those who voted in the negative are,

Messrs. Armstrong, Baird, Bennett, Berry, Bloomfield, Poen, Breeze, Brown of S., Brown of T., Burk, Burton, Conner, Crume, Cunningham, Curry, Curtis, Depaw, Eggleston, Elder, Ferguson, Gale, Graham, Guard, Hanna of C., Hanna of M., Haymond, Hoobler, Hood, Howell, Hubbard, Huckleby, Jackson, James, Jones, Lee of B. Lee of M., Long, Longley, Mace, Macey, Mahan, Marshall of Jefferson, Matthews, Maxson, M’Carty of F., M’Carty of P. & N., M’Kinney, Miller, Odell, Owen, Porter, Posey, Powell, Proffitt, Pucket, Reeve, Riley, Rockhill, Rush, Sands, Smith, Stapp, Steele, Storm, Talbot, Thornton, Vanmetre, Walpole, Watt, Williams, Wines of G. & W. Winship, Zenor, and Mr. Speaker—74.

And so said resolution was decided in the negative.

Mr. Eckles moved to re-commit so much of said report to a select committee as relates to imprisonment for debt;

Which motion did not prevail.

Mr. Matthews moved to re-commit so much of said report as relates to executors and administrators selling real estate;

Which motion was lost.

Mr. Bloomfield moved to re-commit so much as relates to town streets and alleys, to a select committee;

Which motion did not prevail.

Whereupon the House concurred in said report.

Mr. Eckles, from the joint committee on enrolled bills, reports that they have compared the enrolled with the engrossed bill of the Senate, No. 4, entitled an act to amend an act entitled an act for the formation of Brown county, approved February 4th, 1836, and find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry it to the Senate for the signature of their President.

Mr. McCarty of P. & N., from the committee on roads, reported a Bill, No. 38, to locate a State road from Monticello in White county, to Portersville in Porter county;

Which,

Was read the first time and passed to a second reading on tomorrow.

The Speaker laid before the House a report from the cashier of the Evansville Branch Bank;

Which was,

On motion,

Referred to the committee on the State Bank.

Mr. Haymond, from a select committee on that subject, made the following report:—

MR. SPEAKER:

The select committee to which was referred a bill from the Senate, No. 2, "To change the time of holding the courts in part of the third judicial circuit," have directed me to report the same to the House with an amendment.

Which was read, and laid on the table.

Mr. McCarty of P. & N. from the select committee on that subject, reported a bill, No. 39, to locate a state road from Laporte, in Laporte county, to the Illinois state line by way of Portersville, in Porter county, and the seat of justice in Lake county.

Which was read the first time, and passed to a second reading on to-morrow.

A message from the Senate by Mr. Thompson, of Lawrence, a member.

MR. SPEAKER—

I am directed by the Senate to inform the House of Representatives, that they have reciprocated the resolution of the House of Representa-

tives, appointing two on the part of the House to act with a similar committee to be appointed on the part of the Senate, to ascertain of the Judges of the Supreme Court, whether or not they will undertake to revise the statute laws of this state, now in force, as well as those that may be passed the present session of the General Assembly; with leave to report their proceedings to each house of the General Assembly. And Messrs. Thompson, of Lawrence, and Morgan, are appointed the committee on the part of the Senate.

On motion of Mr. Owen,

The resolution heretofore laid on the table authorizing the Treasurer to purchase a clock for the Representative Hall,

Was taken up, and adopted.

Mr. Vandever offered for adoption the following resolution:

Resolved, That there be a committee appointed on unfinished business, left on file at the expiration of the last session of the General Assembly.

And on the question, shall said resolution be adopted?

It was decided in the negative.

On motion of Mr. Crume,

Resolved, That the Auditor of State be requested to report to this House the aggregate amount of taxes, assessed and collected in each county in the state, as far as returns may have been received for the years 1835 and 6.

Mr. Stapp moved the adoption of the following resolutions:

Resolved, First, that a reorganization of the militia of Indiana ought to take place:

Second, That able bodied men, between the ages of 18 and 30, ought to be enrolled as the active militia of the state, and well schooled in the discipline authorised by the regulations of the army of the U. States.

Third, That the able bodied men between the ages of 30 and 45, ought to be enrolled as sedentary militia of the state, who will not be compelled to perform militia duty, except in cases of rebellion, or in defensive war, or in a war openly declared.

Fourth, That volunteer corps ought to be encouraged, by liberal exemptions from civil duties, and authorised to adopt their own by-laws, with ample power to enforce them.

Fifth, That the committee on military affairs be instructed to report a bill, in accordance with the above resolutions.

Mr. Crume moved to amend the second resolution, by striking out 18 and inserting 21;

Which was decided in the negative.

Mr. Strain moved so to amend the 5th resolution as to make it a subject of inquiry;

Which was decided in the negative.

Mr. Morris moved the following instruction:

That said committee be instructed to insert such provisions in said bill, as will favor, as far as the constitution will allow, those who are conscientiously scrupulous of bearing arms;

Which was not adopted.

And on the question,
Shall said resolutions be adopted?

The ayes and noes being requested thereon, by Messrs. Crume and Macey,

Those who voted in the affirmative are,

Messrs. Armstrong Berry, Boon, Briggs, Brown of S., Brown of T. Burk, Burns, Burton, Cook, Crume, Cunningham, Curry, Dowling, Dunn, Evans, Eckles, Eggleston, Elder, Ferguson, Fitch, Gird, Hanna of C. Hanna of M., Haymond, Heath, Howell, Huckleby, Jackson, James. Jones, Lee of B., Lee of M., Long, Longley, Lusk, Mace, Mahan, Marshall of Jackson, Marshall of Jefferson, Maxson, Matthews, McCarty of F., McIntire, McKinney, Miller, Morris, Myers, Nicholls, Odell, Owen, Pabody, Pepper, Porter, Posey, Powell, Proffitt, Reeve, Riley, Rockhill, Sands, Stapp, Storm, Talbott, Thornton, Vanmetre, Walpole, Watt, Williams, Wines of V., Wines of G. & W. Winship, and Mr. Speaker—70.

Those who voted in the negative are,

Messrs. Baird, Bennett, Bloomfield, Breeze, Conner, Curtis, Depaw, Gale, Graham, Guard, Hender-on, Hoobler, Hood, Hubbard, Macey, McCarty of P. & N. Puckett, Rush, Smith, Steele, Strain, Vandever, Wright, and Zenor—27.

And so said resolutions were adopted.

On motion of Mr. Proffitt,

Resolved, That the judiciary committee be instructed to inquire into the constitutionality of Postmasters holding seats in the General Assembly of the state of Indiana.

On motion of Mr. Hanna of M.,

Resolved, That the committee appointed with instructions to report a bill, raising the pay of Governor and other officers of state, now, in the resolutions be instructed, to inquire into the expediency of raising the salaries of the Secretary of State, Auditors of State, and Prosecuting Attornies.

And the House adjourned until 2 o'clock.

2 o'clock, P. M.

The House met pursuant to adjournment.

Mr. Breeze presented a joint resolution, No. 40, relative to the turn-pike road leading from New Albany to Vincennes;

Which was read the first time, and passed to a second reading on tomorrow.

Mr. Riley presented bill, No. 41, legalizing the assessment of revenue in the county of Martin;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. James presented bill, No. 42, to legalize the proceedings of the Probate court of Dearborn county;

Which was read the first time, and passed to a second reading on to-morrow.

The House then proceeded to the consideration of the orders of the day.

Bill, No. 24—To incorporate the Eel river and Michigan road bridge company;

Was read a second time, and referred to the committee on corporations.

The joint resolution in relation to the surplus revenue,

Was read the second time, and referred to the same select committee to which that part of the Governor's message had been referred.

The joint resolution, No. 27, in relation to the purchase of the Louisville and Portland canal stock;

Was read, and

Ordered, To be engrossed and read a third time on to-morrow.

Bill, No. 28—Supplemental to an act entitled, an act to provide for a general system of internal improvement;

Was read the second time, and

On motion of Mr. Eggleston,

Referred to a select committee of five.

Ordered, That said committee consist of Mr. Eggleston, Owen, Wright, Proffitt, and James.

Bill, No. 29—To incorporate the Madison Hotel company;

Was read the second time by the title, and

Referred to the committee on corporations.

Bill, No. 30—Supplemental to an act entitled, an act to provide for a general system of internal improvement;

Was read the second time,

Which,

On motion of Mr. Matthews,

Was laid on the table.

Bill, No. 31—To regulate the disbursement of the 3 per cent. fund, in the unorganized counties;

Was read the second time, and,

On motion,

Laid on the table.

Bill, No. 32—To amend an act entitled, an act to incorporate the Jeffersonville and New Albany canal company;

Was read the second time, and,

On motion,

Referred to the committee on corporations.

Bill, No. 33—To repeal a part of the Crawfordsville, Covington, and Illinois rail road company charter,

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

A memorial and joint resolution, No. 34, of the State of Indiana, asking an appropriation for the public works at Michigan City;

Was read the second time, and passed to a third reading on to-morrow.

Bill, No. 35—To incorporate the Milton Savings Institution;

Was read the second time, and

Referred to the committee on corporations.

Bill, No. 36—To amend the several acts for the promotion of schools in Clark's grant;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 37—To incorporate the St. Joseph Manual Labor Institute;

Was read the second time, and passed to a third reading on to-morrow.

Mr. Huckleby, after having obtained leave, presented the claims of Solomon Lamb;

Which,

Was read and referred to the committee on claims.

Mr. Burns, after having obtained leave, presented a bill, No. 43, to facilitate the execution of Deeds;

Which was read the first time, and passed to a second reading on to-morrow.

Leave being granted,

On motion of Mr. Stapp,

Resolved, That the Governor be requested to cause to be laid before this House, the strength of the militia of this State, including the number of Major-Generals, Brigadier-Generals, Colonels, Lieutenant-Colonels, Majors, Captains, Lieutenants, and Ensigns, together with the number of divisions and brigades in this State.

On motion of Mr. Burton,

The resolution offered by himself some days ago, was taken from the table.

When,

Mr. Haymond moved its indefinite postponement.

The ayes and noes being requested thereon, by Messrs. Miller and Storm,

Those who voted in the affirmative were,

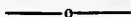
Messrs. Armstrong, Bennett, Berry, Boon, Briggs, Breeze, Brown of T. Brown of S. Conner, Curtis, Depaw, Dunn, Elder, Ferguson, Gale, Graham, Guard, Hanna of M. Haymond, Heath, Henderson, Hoobler, Howell, Huckleby, Jackson, James, Jones, Long, Longley, Lusk, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McIntire, Miller, Morris, Myers, Odell, Pabody, Pepper, Porter, Proffitt, Riley, Rockhill, Rush, Sands, Smith, Stapp, Steele, Storm, Strain, Talbott, Thornton, Vandever, Walpole, Watt, Williams, Winship, Wright, and Zenor—60.

Those who voted in the negative, were,

Messrs. Baird, Bloomfield, Burk, Burns, Burton, Cook, Crume, Cunningham, Curry, Dowling, Eckles, Fitch, Gird, Hood, Hubbard, Lee of B. Lee of M. Macey, Mahan, Marshall of Jackson, McKinney, Nicholls, Posey, Powell, Reeve, Vanmetre, Wines of V. Wines of G. & W. and Mr. Speaker—29.

And so said resolution was not adopted.

And the House adjourned, until to-morrow morning. 9 o'clock.



SATURDAY MORNING, 9 o'clock, Dec. 17th.

The House met pursuant to adjournment.

On motion of Mr. Howell,

Mr. Stapp was added to the committee on military affairs.

The Speaker laid before the House a communication from Samuel Merrill, President of the State Bank of Indiana;

Which,

Was referred to the committee on the State Bank; and

Ordered, That one thousand copies be printed for the use of this House.

On motion of Mr. Ferguson,

Mr. Dunn was added to the committee on corporations.

Mr. Dunn presented the petition of 962 citizens of Dearborn county, praying a division of said county;

Which,

Was read and referred to the committee on that subject.

Mr. Hubbard presented the petition of sundry citizens of Wayne county on the subject of the White Water Canal;

Which,

Was read, and referred to the committee on Internal Improvements.

Mr. Hood presented two several petitions from the citizens of Miami county, praying a point be made on the Central Canal;

Which,

Were read and referred to the committee on Canals and Internal Improvements.

Mr. Longley presented the petition of sundry citizens of the State of Indiana, praying that the Madison and Lafayette rail road from Madison to Lafayette may pass on the most direct route;

Which,

Was read, and referred to the committee on Canals and Internal Improvements.

Mr. Strain presented the petition of Jacob Horner, praying redress in a certain case;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Dunn presented the petition of Asa Smith and others, praying an act of incorporation to build a bridge over Tanner's creek;

Which was read, and referred to the committee on corporations.

Mr. Watt, from the committee on elections, made the following report:

The committee on elections to whom was referred the subject of the contested election in the county of Huntington, have, according to order, had that subject under consideration, and now report: That they have carefully and diligently examined all the evidence and documents submitted for their consideration, and from a view of the whole subject, they are of opinion that the charges set forth in the notice for contesting the election of John Burk, as a representative from the counties of Huntington, Wells, Jay, and Adams, are wholly unsupported by evidence.

The committee, therefore, recommend the adoption of the following resolution, to wit:

Resolved, That said John Burk is duly elected, and entitled to a seat in the House of Representatives, as the member elect from the counties of Huntington, Wells, Jay, and Adams counties.

Which report was read, and concurred in.

Mr. Thornton, from the judiciary committee, made the following report:

MR. SPEAKER:

The judiciary committee, to which was referred the bill of the House of Representatives, entitled a bill to amend an act, entitled, "An act to regulate marriages," approved February 4th, 1831, have, according to order, had that subject under their consideration, and have directed me to report: That, in the opinion of said committee, it is inexpedient to legislate upon that subject, and, therefore, recommend that the further consideration of said bill be indefinitely postponed;

Which was read, and concurred in.

Mr. Briggs, from the committee on the judiciary, made the following report:

MR. SPEAKER:

The judiciary committee to which was referred a resolution on the subject of perpetuating the corners established by county surveyors:

A resolution on the subject of persons bearing an equal part in the survey of lines, where they are interested:

A resolution relating to reducing the number of Jurors in trials before Justices of the peace, in certain cases:

And the petition of Houston Russell, for a divorce from his wife Jane Russell:

Have had the same under their consideration, and have directed me

to report the first named resolution to the House, with a request that the same be referred to a select committee, to consist of the mover and others;—and that it is inexpedient to legislate upon the other resolutions and petition above named; and ask to be discharged from the further consideration of the same.

Whereupon,

The Speaker appointed Messrs. Smith, Briggs, and Marshall of Jackson, a select committee on the first named resolution in the foregoing report.

On motion of Mr. Morris,

So much of said report as relates to the petition of Houston Russell, be recommitted to a select committee.

Ordered, That Messrs. Morris, Hubbard, and Puckett, be that committee.

Mr. Marshall, from the select committee on that subject, made the following report:

MR. SPEAKER:

The committee of two appointed on the part of the House, to act with a like committee on the part of the Senate, to ascertain of the Judges of the Supreme Court, whether they will undertake to revise the statute laws of this state, have, according to order, conferred with said Judges on said subject, and received for answer, "that they will, with much pleasure, undertake the contemplated revision of the statutes, should they be honored with the appointment;"—all which the committee have directed me to report to this House.

Mr. Longley, from the select committee on that subject, reported a bill, No. 44, to authorise the location of a state road from Thorntown, in Boon county, to Frankfort, in Clinton county;

Which was read the first time, and passed to a second reading on Monday next.

Mr. Maxson, from the select committee on that subject, reported a Bill, No. 45, to incorporate the Trustees of the "Western University;"

Which was read the first time, and passed to a second reading on Monday next.

Mr. Breeze introduced the following preamble and resolution:

Whereas, it is represented that a steamboat navigation, from the junction of White river with the Wabash to the rapids in the west fork thereof, (some miles north of the confluence of the east and west forks,) is of easy accomplishment, and would to an incalculable extent increase the trade and lessen the expense of resorting to the Central canal—thus enhancing its benefits to the state, and to the agricultural and commercial interests of the entire White river valley—therefore,

Resolved, That the committee on internal improvements be instructed to inquire into the validity of said representations, and the expediency of appropriating fifty thousand dollars, to be expended under the direction of the board of internal improvement, in deepening the chan-

nel and removing obstructions between the points mentioned, to effect the said objects.

Which was adopted.

On motion of Mr. Morris,

Resolved, That a select committee, to be composed of all the members of the 5th judicial circuit, inquire into the expediency of altering the times of holding courts in Marion county:

Also, to inquire into the expediency of allowing the said county three terms each year.

On motion of Mr. Powell,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of so amending the present Probate law, as to require guardians to file annually, in the proper Clerk's office, attested inventories of the amount of money and other property, that may be in their possession by virtue of their respective trusts.

On motion of Mr. Odell,

Resolved, That the committee on roads be instructed, to inquire into the expediency of requiring the collectors of the revenue, appointed under the former law upon that subject, to account for and pay over, all monies remaining in their hands which they may have collected as a land tax for road purposes.

On motion of Mr. Lusk,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of abolishing the present Probate court system, and of making it the duty of the several circuit Judges to transact the Probate business; constituting a separate court for that purpose, to be holden either immediately preceding or succeeding the circuit courts, in each county; and of contracting the old circuits and forming a sufficient number of new ones, to enable the president Judges thereof to hold said courts.

On motion of Mr. Pepper,

Resolved, That the committee on canals and internal improvements be instructed, to inquire into the expediency of classifying the several works of internal improvements, embraced in the act to provide for a general system of internal improvements, approved January 27th, 1836, so as to divide them into three classes; those in the first class, to be first prosecuted to completion; those in the second and third classes to be completed in the order the number of the class to which they belong shall indicate.

On motion of Mr. Boon,

Resolved, That the committee of ways and means be instructed, to inquire into the expediency of passing a law at the present session, appropriating to each county their proportionable part of the three per cent. fund, which may accrue in the course of the ensuing year.

Mr. Posey offered for adoption the following resolution:

Resolved, That the committee on the judiciary be instructed, to inquire into the expediency of so amending the criminal law now in force, as to cause complaining witnesses to pay costs when the prosecution is

not well founded in minor offences and misdemeanors;—to report by bill or otherwise.

• Which was not adopted.

On motion of Mr. Vandever,

Resolved, That the committee on education be instructed to inquire into the expediency of providing by law, for authorising the inhabitants of any congressional township to erect and establish a county seminary or seminaries within such congressional township, and after seminaries are completed, and a school in operation, to authorise the trustees thereof to draw on the seminary fund of said county, for an equal and proportionable part of said fund; with leave to report by bill or otherwise.

On motion of Mr. Gird,

Resolved, That the committee on education be instructed to inquire into the expediency of amending the school law, in such manner as to allow the trustees (in the different congressional townships,) power to divide the different school districts, in their respective townships, upon a petition from a majority of the voters of any one district, having due regard to remonstrances from the other districts, and the good of the whole township; and report by bill or otherwise.

On motion of Mr. Haymond,

Resolved, That the committee of ways and means be instructed, to inquire into the expediency of causing one or more copies of the acts of the present General Assembly, to be placed at the office of some Justice of the peace in each township of the several counties of this state, for the use of the township officers, who are not entitled to a copy of such acts.

On motion of Mr. Smith,

Resolved, That the committee of ways and means be instructed, to inquire into the expediency of so amending the revenue law now in force, that all judgments and notes of hand drawing interest, and all monies loaned at interest, indirectly as well as directly, shall be made subject to taxation.

And resolved further, That said committee inquire into the expediency of setting forth and identifying in said amendment, the particular cases in which an indirect interest on monies or notes of hand shall be deemed to exist or accrue; with leave to report by bill or otherwise.

On motion of Mr. Morris,

Resolved, That the agent of the 3 per cent. fund, report to this House the names of all such commissioners on state roads who have unexpended balances in their hands, together with the amounts so retained or not accounted for.

On motion of Mr. Owen,

Resolved, That the judiciary committee be instructed, to inquire into the expediency of abolishing capital punishment in this state; with leave to report by bill or otherwise.

On motion of Mr. Dunn,

Resolved, That the committee of ways and means be instructed to

inquire into the expediency of so amending the revenue law, as to authorise the board doing county business, to correct errors and mistakes made by assessors; with leave to report by bill or otherwise.

On motion of Mr. Lee of B. & B.

Resolved, That the committee on roads be instructed, to inquire into the expediency of so amending the 35th section of an act for opening and repairing roads and highways, that all male inhabitants over the age of 21 years, being the owner of real estate, be compelled to perform road labor by themselves or proper substitute, (persons exempt by law, or excused by the boards doing county business, for good cause shown, excepted.)

Mr. Maxson moved for adoption the following resolution:

Resolved, That the judiciary committee be instructed to inquire into the expediency of appointing a Commissioner of Deeds for the state of Indiana, residing in the city of New York, and that the committee report by bill or otherwise.

Which was not adopted.

On motion of Mr. James,

Resolved, That the committee on education be instructed, to inquire into the expediency of providing by law, for the application of a portion of the surplus revenue of the United States, to aid the "Indiana Teachers' Seminary" in the erection of a suitable building for that institution.

On motion of Mr. Burns,

The resolution heretofore laid on the table, relative to repealing the second section of the act, to amend an act, regulating the practice in suits at law,

Was taken from the table and adopted.

Mr. Matthews moved the adoption of the following resolution:

Resolved, That the committee on the judiciary be instructed, to inquire into the expediency of so amending an act, entitled an act relative to crime and punishment, as to subject any person that shall maliciously slander another, to the same penalties that are prescribed by law for perpetrating assault and battery; with leave to report by bill or otherwise.

Which was not adopted.

On motion of Mr. Nicholls,

Resolved, That the judiciary committee be instructed, to inquire into the expediency of enacting a law, authorising the clerks of the different circuit courts to issue subpoenas for witnesses, to appear before the grand Jury of their county, throughout the state; with leave to report by bill or otherwise.

On motion of Mr. Mahan,

Resolved, That the committee on education be instructed, to inquire into the expediency of so amending the 12th section of the school law, approved February 2d, 1833, as to authorise the election of township trustees at the April election, held for the election of constables and other officers of said township.

On motion of Mr. Fitch,

Resolved, That a select committee be appointed, with instructions to report a memorial to Congress, praying an additional grant of lands to this state, the proceeds of which shall be applied, together with such appropriations as may be made by this state for that purpose, to the improvement of the Michigan road in such manner as the General Assembly of this state may direct.

Ordered, That Messrs. Fitch, Marshall of Jeff., and Baird be that committee.

On motion of Mr. Proffitt,

Resolved, That the judiciary committee be instructed to inquire into the expediency of providing by law for the punishment of all persons guilty of the crime of seduction.

Mr. Miller presented a joint resolution, No. 46, in relation to ports of entry;

Which was read the first time, and passed to a second reading on Monday next.

Mr. Storm presented a joint resolution. No. 47, to establish a mail stage route from New Albany to Terre Haute;

Which was read the first time, and passed to a second reading on Monday next.

Mr. Burton presented a Bill No. 48, to provide for an equal distribution of the 3 per cent. fund;

Which was read the first time, and passed to a second reading on Monday next.

Mr. Storm presented a Bill, No. 49, to amend an act entitled an act to provide for a general system of internal improvement, approved January 27th, 1836;

Which was read the first time, and passed to a second reading on Monday next.

Mr. James presented a Bill, No. 50. to incorporate the Hartford steam mill and manufacturing company;

Which was read the first time, and passed to a second reading on Monday next.

The House then proceeded to the consideration of the orders of the day.

Bill No. 33, to repeal a part of the Crawfordsville, Covington, and Illinois rail road charter.

A joint resolution and memorial, No. 34, of the State of Indiana, asking an appropriation for the public works at Michigan City.

A joint resolution, No. 27, on the subject of the purchase of the Louisville and Portland Canal Stock by the United States.

Bill No. 36, to amend the several acts for the promotion of schools in Clark's Grant.

And,

Bill No. 37, to incorporate the St. Joseph Manual Labor Institute; Were severally read the third time and passed.

Ordered, That the Clerk inform the Senate, and ask their concurrence therein.

And the House adjourned until Monday morning, 9 o'clock.

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MONDAY MORNING, 12th Dec., 19 o'clock.

The House met pursuant to adjournment.

The Speaker laid before the House the report of William Polke, Commissioner of the Michigan road land,

Which was referred to the committee on roads, and

Ordered, That 500 copies thereof be printed.

Mr. Wines of G. & W., presented the petition of John A. Chamberlain for a state road from Rochester to Fort Wayne;

Which was read and referred to the committee on roads.

Mr. Jones presented the petition of Thomas Ward praying a change of venue;

Which was read and referred to the committee on the judiciary.

Mr. Miller presented the "Defence of Asa C. Mills, a justice of the peace in Gibson county;"

Which was read and referred to the committee on the judiciary.

Mr. Macey presented the petition of J. T. Elliott and others praying a certain road may be declared a state road;

Which was read and referred to the committee on roads.

Mr. Miller presented the petition of sundry citizens of Gibson county, praying that Owensville be made a point on the Mount Vernon and Princeton turnpike road;

Which was read and referred to the committee on canals and internal improvements.

Mr. Proffitt presented the memorial of a convention of delegates, held at Jasper, in relation to a rail road from a point opposite Mount Carmel (in Illinois,) to a point on the Ohio river opposite the termination of the Louisville south western rail road;

Which was read, and

On motion of Mr. Proffitt,

Was referred to a select committee.

Ordered, That Messrs. Proffitt, Porter, Miller and Sands be that committee.

Mr. Morris from that committee made the following report:—

MR. SPEAKER:

The committee on the affairs of the town of Indianapolis, to which was referred so much of the Governor's message relating to that subject, and a resolution of this House enquiring into the expediency of selling certain state lots and land in Indianapolis, have had the same under consideration, and in accordance with the resolution, report herewith a bill, entitled,

"Bill No. 50, to authorize the sale of certain lots in Indianapolis, and for other purposes;"

Which was read the first time and passed to a second reading on to-morrow.

Mr. Ferguson from the committee on corporations, to whom had

been committed a Bill, No 32, to amend an act to incorporate the Jeffersonville and New Albany canal company, reported the same back to the House with amendments;

Which were read and concurred in.

The bill as amended was then read a second time, and ordered to be engrossed for a third reading.

Mr. Stapp from the committee on corporations, to which had been committed a Bill, No. 29 to incorporate the Madison Hotel Company, reported the same back with amendments;

Which were concurred in generally.

The Bill as amended was then read a second time, and

Ordered to be engrossed for a third reading.

Mr. Hubbard from the committee on corporations, to which committed a Bill, No. 35, to incorporate the Milton Savings Institution, reported the same back to the House without amendment.

The Bill as reported was then read a second time, and

Ordered to be engrossed for a third reading.

Mr. Baird from the committee on corporations, to which was referred the petition of William McCartney, sen. and others, on the subject of cutting a race from the head waters of the Kankakee, into the St. Joseph's river, reported a Bill, No. 52, authorizing William McCartney, sen. and others, to cut a race from the head of the Kankakee into the St. Joseph's river;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Fitch, from the committee on corporations, to which had been committed,

A bill, No. 24—To incorporate the Eel river and Michigan road bridge company, reported the same back to the House, with amendments.

Which were read and concurred in.

The bill, as amended, was then read a second time, and

Ordered, To be engrossed for a third reading.

A message from the Senate, by Mr. Thompson of Lawrence, a member.

MR. SPEAKER—

I am directed by the Senate to inform the House of Representatives that the Senate has passed and engrossed the Bill, entitled No. 5, "An act authorizing the Treasurer to receive from the Secretary of the Treasury of the United States, the amount of the Surplus Revenue of the United States, proposed to be deposited with this State by the 13th section of an act of Congress, entitled "an act to regulate the deposits of the public money," in which the concurrence of the House of Representatives is requested.

The Bill in the message of the Senate, No. 5, was read the first time, and (the rules of the House having been dispensed with) read the second and third times and passed.

Ordered, That the Clerk carry it to the Senate.

The Speaker laid before the House the report of the "Board of Public Works;"

Which was referred to the committee on canals and internal improvements.

Ordered, That one thousand copies thereof be printed for the use of the members of this House.

Mr. Graham, from the select committee on that subject, reported

A bill, No. 53—To legalize the sale of school section, No. 16, in township No. 4, south of range No. 8 west, in Warrick county.

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Vandever, from the select committee on that subject, reported

A bill, No. 54—To appropriate a part of the 3 per cent. fund on the Rome and Paoli state road, in the county of Orange.

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Pepper, from the select committee on that subject, reported

A bill, No. 55—To form a new county out of the county of Dearborn.

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Owen, from the select committee to which was committed

A bill, No. 28, supplementary to an act entitled, "An act to provide for a general system of internal improvements," reported the same back with one amendment.

Which was read and concurred in.

The question then recurring on the engrossment of the bill for a third reading,

Before any question was had thereon,

The House adjourned until 2 o'clock.

2 o'clock, P. M.

The House met.

The question being on the engrossment of the bill under consideration at the adjournment,

Mr. Berry moved to indefinitely postpone said bill,

And before any question was had thereon,

The House adjourned until to-morrow morning, 9 o'clock.

TUESDAY MORNING, 20th Dec. 9 o'clock, 1836.

The House met pursuant to adjournment.

On motion of Mr. Evans,

The rules were dispensed with, and the House proceeded to the consideration of the

Bill No. 28—Supplemental to an act to provide for a general system of internal improvements.

And the question being on the motion pending at the adjournment on yesterday evening, (to wit:)

Shall said bill be indefinitely postponed?

Before any question was had,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

Mr. Eckles, from the joint committee on enrolled bills, reported:— That they did, this day, present to His Excellency, the Governor, for his approval and signature, an enrolled bill, of the Senate, No. 4, entitled,

An act to amend an act, for the formation of the county of Brown, approved, Feb. 4th, 1836.

Mr. Eckles, from the joint committee on enrolled bills, reported:— That they have compared an enrolled with an engrossed

Bill of the Senate, No. 5, entitled, an act authorising the Treasurer of State to receive from the Secretary of the Treasurer of the United States, the amount of the surplus revenue of the United States, proposed to be deposited with this State, by the 13th section of an act of Congress, entitled, an act to regulate the deposits of the public money, with the engrossed bill,

And find the same truly enrolled.

The House resumed the consideration of the

Bill, No. 28—Supplemental to an act to provide for a general system of internal improvements,

And, after some time spent therein,

The House adjourned until to-morrow morning, 9 o'clock.

WEDNESDAY MORNING, Dec. 21st, 9 o'clock.

The House met pursuant to adjournment.

Mr. Wines of G. & W. presented the petition of Isaac H. Wheeler, Vincent Hootell, and Henry King, praying a change of venue;

Which, without reading, was referred to the committee on the judiciary.

Mr. Dann presented the petition of sundry citizens of Dearborn county, praying the location of a state road from Dillsborough to the town of Aurora;

Which,

On motion;

Was referred to the committee on roads.

Mr. Cook presented the petition of sundry citizens of Madison county, praying a change in part of the state road from Indianapolis to Fort Wayne;

Which was read and referred to a select committee of Messrs. Cook, and Conner.

Also, the remonstrance of Abraham Sellery and others, against a change in the state road from Indianapolis to Pendleton;

Which,

On motion of Mr. Cook,

Was referred to the same select committee to which a petition on that subject was heretofore referred.

Mr. Porter presented the petition of Frederick Leslic and others, praying the location of a state road from Corydon, in Harrison county, to New Amsterdam, in said county;

Which,

On motion,

Was referred to a select committee of Messrs. Porter and Zenor.

Mr. Sands presented the petition of sundry citizens, praying the location of a state road from Troy, in Perry county, to Paoli, in Orange county;

Which was referred to a select committee of Messrs. Sands, Vandever, and Huckleby.

Mr. Strain presented the claim of R. Schoonover;

Which was referred to the committee on claims.

The Speaker laid before the House a communication from Douglass Maguire, Adjutant General of the state of Indiana;

Which was read and referred to the committee on military affairs.

The Speaker also laid before the House the following communication from N. B. Palmer, Treasurer of State:

Indianapolis, 20th December, 1836.

HON. CALEB B. SMITH,

Speaker of the House of Representatives:

In obedience to a resolution of the House of Representatives of the 18th inst., the undersigned has endeavored to procure for the use of the House, "a good eight day clock," but can find none in the place at present, of a quality and pattern appropriate to the Hall in which it is to be placed, or suited to the character and dignity of the State Capital. Mr. E. K. Foster, a silversmith of this place, has, however, generously offered to put up a good time piece in each Hall, for the convenience of the two Houses the present session; before another session, others may be obtained, (if it should be the pleasure of the legislature,) better adapted to the purpose for which they are designed.

Very Respectfully,

N. B. PALMER,

Treasurer of State.

Mr. Eckles, from the joint committee on enrolled bills, reports:
That they did this day present to His Excellency, the Governor, for

his approval and signature, an enrolled bill of the Senate, No. 5, entitled "an act authorising the Treasurer of State to receive from the Secretary of the Treasury of the United States, the amount of the surplus revenue of the United States, proposed to be deposited with this state by the 13th section of an act of Congress, entitled 'an act to regulate the deposits of the public moneys.'"

Mr. Brown of S. presented the petition of sundry citizens of Sullivan county, praying the location of a certain state road;

Which was read and referred to the committee on roads.

Mr. Dunn, from the committee on corporations, reported a bill, No. 56, to incorporate the Lawrenceburgh and Tanner's creek bridge company;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Dunn, from the committee on corporations, to which had been committed a bill, No. 19, incorporating the Lawrenceburgh Savings Institution," reported the same back to the House without amendment.

The said bill was then read a second time by the title, and ordered to be engrossed for a third reading on to-morrow.

Mr. Mace, from the select committee on that subject, reported a bill, No. 57, to alter the boundary lines of Warren and Jasper counties;

Which was read the first time, and passed to a second reading on to-morrow.

On motion of Mr. Gird,

Resolved, 'That the committee of ways and means be instructed to inquire into the expediency of amending an act, entitled "an act to enable the school commissioners of the several counties of this state, to correct the returns of the collectors," (approved, Feb. 1st, 1836,) in such a manner as to grant the school commissioners the power of correcting the returns of the collectors in cases where lands are returned that were not taxable at that time, as there has been a great quantity of land returned in this way, through mistakes of assessors and in copying from tract books.

On motion of Mr. Crume,

The previous orders of the day were suspended, and the House proceeded to the consideration of the question under debate at the last adjournment, (to wit:)

"Shall the bill, No. 28, supplemental to an act, entitled 'an act to provide for a general system of internal improvement,' (approved, Jan. 27th, 1836, be indefinitely postponed;"

And before any question was had,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The House met pursuant to adjournment.

The Speaker laid before the House the report of the Canal Fund Commissioners.

Ordered, That it be referred to the committee on the canal fund, and that one thousand copies thereof be printed.

The pending question at the adjournment being still on the motion of Mr. Berry, to indefinitely postpone the further consideration of the bill, No. 28, supplemental to an act, entitled "an act to provide for a general system of internal improvements;"

Before any question was had thereon,

The House adjourned until to morrow morning, 9 o'clock.

THURSDAY MORNING, Dec. 22d, 9 o'clock.

The House met pursuant to adjournment.

Mr. Pepper presented the petition of Francis Godfrey, (war chief of the Miami tribe,) praying redress in a certain case;

Which was read and referred to a select committee of Messrs. Pepper, Hood, Rockhill, Fitch, Marshall of Jackson, Evans, Stapp, and Conner.

On motion of Mr. Evans,

The previous orders of the day were suspended, and the House resumed the consideration of the bill, No. 28, supplemental to an act, entitled "an act to provide for a general system of internal improvements," (approved, January 27th, 1836;)

And the question being on the motion of Mr. Berry to indefinitely postpone the said bill,

Mr. Storm called for the previous question, (to wit:)

Shall said bill be engrossed for a third reading?

And the ayes and noes being demanded thereon, by Messrs. Pepper and Proffitt,

Those who voted in the affirmative were,

Messrs. Baird, Bennett, Berry, Bloomfield, Boon, Breeze, Brown of T. Burke, Burton, Conner, Cook, Crume, Cunningham, Curry, Curtis, Dunn, Elder, Evans, Guard, Haymond, Henderson, Hubbard, Jackson, Lee of B. Lee of M. Long, Macey, Mahan, Marshall of Jefferson, Matthews, McCarty of F. McIntire, McKinney, Morris, Myers, Odell, Pabody, Reeve, Rockhill, Smith, Stapp, Storm, Strain, Talbott, Vandever, Vanmetre, Williams, and Mr. Speaker—48.

Those who voted in the negative were,

Messrs. Armstrong, Briggs, Brown of S. Burns, Depaw, Dowling, Eckles, Eggleston, Ferguson, Fitch, Gale, Gird, Graham, Hanna of

C. Heath, Hoobler, Hood, Howell, Huckleby, James, Longley, Lusk, Mace, Marshall of Jackson, Maxson, McCarty of P. & N. Miller, Newell, Nichols, Owen, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Riley, Rush, Sands, Shook, Steele, Thornton, Watt, Wines of V. Wines of G. & W. Winship, Wright. and Zenor—48.

So the call for the previous question was not sustained.

The question then recurring on the motion of Mr. Berry to indefinitely postpone said bill,

The ayes and noes being demanded by Messrs. Proffitt and Howell,

Those who voted in the affirmative were,

Messrs. Baird, Bennett, Berry, Bloomfield, Boon, Breeze, Brown of T. Burk, Conner, Cook, Crume, Cunningham, Curry, Curtis, Elder, Evans, Guard, Haymond, Henderson, Hubbard, Jackson, Lee of B. Lee of M. Long, Lusk, Macey, Mahan, Marshall of Jefferson, Matthews, McCarty of F. McIntire, McKinney, Morris, Myers, Odell, Pabody, Riley, Rockhill, Smith, Stapp, Storm, Strain, Vandever, Vanmetre, Williams, Wines of G. & W. and Mr. Speaker—47.

Those who voted in the negative were,

Messrs. Armstrong, Briggs, Brown of S. Burns, Burton, Depaw-Dowling, Dunn, Eckles, Eggleston, Ferguson, Fitch, Gale, Gird, Graham, Hanna of C. Hanna of M. Heath, Hoobler, Hood, Howell, Huckleby, James, Longley, Mace, Marshall of Jack: Maxson, McCarty of P. & N. Miller, Newell, Nichols, Owen, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Reeve, Rush, Sands, Shook, Steele, Talbott, Thornton, Watt, Wines of V. Winship, Wright, and Zenor—50.

Mr. Thornton moved to recommit the said bill to the committee on canals and internal improvements—when,

Mr. Crume called for the previous question;

And the ayes and noes being demanded by Messrs. Eggleston and Storm—

Those who voted in the affirmative were,

Messrs. Baird, Bennett, Berry, Bloomfield, Boon, Breeze, Brown of T. Burk, Conner, Cook, Crume, Cunningham, Curry, Curtis, Dunn, Elder, Evans, Guard, Haymond, Henderson, Hubbard, Jackson, Lee of B. Lee of M. Lusk, Macey, Mahan, Marshall of Jeff. Matthews, McCarty of F. McIntire, McKinney, Morris, Myers, Odell, Pabody, Reeve, Riley, Rockhill, Smith, Stapp, Storm, Strain, Talbott, Vandever, Vanmetre, Watt, Williams, Wines of G. & W. and Mr. Speaker—52.

Those who voted in the negative were,

Messrs. Armstrong, Briggs, Brown of S. Burns, Burton, Depaw, Dowling, Eckles, Eggleston, Ferguson, Fitch, Gale, Gird, Graham, Hanna of C. Hanna of M. Heath, Hoobler, Hood, Howell, Huckleby, James, Longley, Mace, Marshall of Jackson, Maxson, McCarty of P. & N. Miller, Newell, Nicholls, Owen, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Rush, Sands, Shook, Steele, Thornton, Walpole, Wines of V. Winship, Wright, and Zenor—47.

The call for the previous question being sustained, the question then recurred,

Shall the main question now be put?

And the ayes and noes being demanded by Messrs. Proffitt and Ferguson,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Boon, Breeze, Brown of T. Burk, Conner, Cook, Crume, Cunningham, Curry, Curtis, Dunn, Elder, Evans, Guard, Haymond, Hender-on, Hubbard, Jackson, Lee of B. Lee of M. Long, Lusk, Macey, Mahan, Marshall of Jefferson, Matthews, McCarty of F. McIntire, McKinney, Morris, Myers, Odell, Pabody, Reeve, Riley, Rockhill, Smith, Stapp, Storm, Strain, Talbott, Vandever, Vanmetre, Watt, Williams, Wines of G. & W. and Mr. Speaker—57.

Those who voted in the negative are,

Messrs. Armstrong, Briggs, Brown of S. Burns, Burton, Depaw, Dowling, Eckles, Eggleston, Ferguson, Fitch, Gale, Gird, Graham, Hanna of C. Hanna of M. Heath, Hoobler, Hood, Howell, Huckleby, James, Longley, Mace, Marshall of Jackson, Maxson, McCarty of P. & N. Miller, Newell, Nicholls, Owen, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Rush, Sands, Shook, Steele, Thornton, Walpole, Wines of V., Winship, Wright, and Zenor—47.

Which was decided in the affirmative.

The question then recurring on engrossing the bill for a third reading,

The ayes and noes being demanded by Messrs. Eggleston and Crume,

Those who voted in the affirmative were,

Messrs. Briggs, Brown of S. Burns, Dowling, Eggleston, Ferguson, Fitch, Gale, Gird, Graham, Hanna of C. Hanna of M. Heath, Henderson, Hoobler, Hood, Howell, Huckleby, James, Mace, Marshall of Jackson, Maxson, Miller, Nicholls, Owen, Pepper, Porter, Powell, Proffitt, Puckett, Sands, Shook, Steele, Walpole, Wines of V. Winship, Wright, and Zenor—37.

Those who voted in the negative were,

Messrs. Armstrong, Baird, Bennett, Berry, Bloomfield, Boon, Breeze, Brown of T. Burk, Burton, Conner, Cook, Crume, Cunningham, Curry, Curtis, Depaw, Dunn, Eckles, Elder, Evans, Guard, Haymond, Henderson, Hubbard, Jackson, Jones, Lee of B. Lee of M. Long, Longley, Lusk, Macey, Mahan, Marshall of Jefferson, Matthews, McCarty of F. McCarty of P. & N. McIntire, McKinney, Morris, Myers, Newell, Odell, Pabody, Posey, Reeve, Riley, Rockhill, Rush, Smith, Stapp, Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Watt, Williams, Wines of G. & W. and Mr. Speaker—61.

So said bill was lost.

Mr. Stapp asked and obtained leave of absence for Messrs. McKinney and Lee of B., until Monday next.

On motion of Mr. Dowling,

Mr. Cook had leave of absence.

And the House adjourned, until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

Mr. Macey presented the remonstrance of John Fesler and others, against a petition for a certain state road;

Which was read and referred to the committee on roads.

Mr. Winship presented the petition of sundry citizens of Clinton county, praying that the rail road from Indianapolis by way of Crawfordsville to Lafayette, should be located on the most direct and eligible route;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Burton presented the proceedings of the citizens of Clay county, had at a meeting for that purpose, on the subject of a feeder dam on Eel river;

Which were read and referred to the committee on canals and internal improvements.

Mr. Burk presented the petition of J. Sinclear and others, praying the location of a state road from Fort Wayne to Muncey town;

Which was read and referred to the committee on roads.

Mr. Riley presented the petition of Thomas J. Brooks and others, praying additional compensation to the board doing county business, in Martin county;

Which was read and referred to a select committee of Messrs. Riley, Breeze, and Eckles.

Mr. Gale presented three several petitions of sundry citizens of Indiana, praying the location of a certain state road;

Which were read and referred to the committee on roads.

Mr. Morris presented a communication from William Polke, commissioner of the Michigan road;

Which was read and referred to a select committee of Messrs. Morris, Fitch, and Elder.

On motion of Mr. Pepper,

Mr. Powell was added to the committee on roads.

On motion of Mr. McCarty of F.

Mr. Morris was added to the committee on public buildings.

Mr. Bennett, from the committee on claims, made the following report:

MR. SPEAKER—

The committee on claims to which was referred the claims of Andrew Wilson, commissioner of the Saline lands, in Orange county, have examined said claims, and have directed me to recommend to the House the adoption of the following resolution:

Resolved, That the committee of ways and means be directed to allow, in the specific appropriation bill, to Andrew Wilson, the sum of twenty-seven dollars and fifty cents. money which was, through mistake, not placed in the specific appropriation bill of last session; and the sum of twelve dollars for travelling to and from the seat of government, to make deposits of Saline funds for the year 1836—making in the whole the sum of thirty-nine dollars and fifty cents.

Which was read and concurred in.

Mr. Dunn, from the committee on corporations, reported a bill, No. 58, to incorporate the Lawrenceburgh and Napoleon turnpike company;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Morris, from the select committee on that subject, reported a bill, No. 59, to dissolve the bands of matrimony between Huston Russell and his wife;

Which was read a first time, and passed to a second reading on to-morrow.

Mr. Crume asked and obtained leave of absence for Messrs. Puckett and Vanmetre.

Mr. Vandever asked and obtained leave of absence for Mr. Matthews.

Mr. Thornton asked and obtained leave of absence for Mr. Heath.

On motion of Mr. Storm,

The vote heretofore taken on the indefinite postponement of a resolution, fixing on an adjournment from the 23d inst. to the 2d January next, was reconsidered.

The question then recurring on the adoption of said resolution,

Mr. Miller moved to indefinitely postpone the further consideration thereof;

The ayes and noes being demanded thereon, by Messrs. Bennett and Miller,

Those who voted in the affirmative are,

Messrs. Armstrong, Bennett, Boon, Breeze, Brown of S. Brown of T. Burk, Cunningham, Curtis, Depaw, Dunn, Eggleston, Ferguson, Fitch,

Gale, Gird, Graham, Guard, Haymond, Henderson, Hoobler, Hood, Howell, Huckleby, Jackson, James, Jones, Mahan, Marshall of Jefferson, Maxson, McCarty of F. McCarty of P. & N. McIntire, Miller, Morris, Owen, Pabody, Pepper, Porter, Powell, Proffitt, Rockhill, Shook, Stapp, Strain, Watt, Williams, Wright, and Zenor—49.

Those who voted in the negative were,

Messrs. Baird, Berry, Bloomfield, Briggs, Burns, Burton, Conner, Crume, Curry, Dowling, Eckles, Elder, Evans, Hanna of C. Hanna of M. Heath, Hubbard, Lee of M. Long, Longley, Lusk, Macey, Marshall of Jackson, Matthews, Myers, Newell, Nicholls, Odell, Posey, Reeve, Riley, Rush, Sands, Smith, Steele, Storm, Talbott, Thornton, Vandever, Vanmetre, Walpole, Wines of V. Wines of G. & W. Winship, and Mr. Speaker—45.

And so said resolution was indefinitely postponed.

Mr. Miller, from the select committee on that subject, reported

A bill, No. 60, to change the mode of doing county business in the county of Gibson;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Reeve offered for adoption the following resolution:

Resolved, That this House will, when it adjourns on the evening of the 23d inst. (the Senate concurring) adjourn until the 28th instant.

Which,

On motion of Mr. Evans,

Was laid on the table.

On motion of Mr. Dowling,

Resolved, That the use of this Hall be granted to Mr. E. R. Burhans on to-morrow (Friday) evening, for the purpose of delivering a gratuitous lecture on the science phrenology.

On motion of Mr. Proffitt,

Resolved, That the committee on canals and internal improvements be instructed to inquire if any, and what additions are necessary, to the "bill providing for a general system of internal improvement," passed at the last session of the legislature, in order that a fair and equitable system shall be extended to other portions of the state.

On motion of Mr. Matthews,

Resolved, That the committee on education be instructed to inquire into the expediency of so amending the school laws of this state, that each organized district shall be entitled to their equal proportion of school funds of their respective townships, and apply the same to the building of a school house, if a majority of the citizens of said district think proper so to do.

On motion of Mr. Wright,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of providing by law, a remedy for the many accidents that happen on steamboats on our navigable waters, by the

negligence of engineers or others concerned; and that the subject of their civil liability, and an act, amendatory to our act of crime and punishment on said subjects, be examined by said committee.

On motion of Mr. Cunningham,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of authorising a survey to be made, for the further extension of the navigable feeder of the cross cut canal as far up the valley of Eel river, as to Greencastle, in Putnam county.

Mr. Burns offered for adoption the following resolution:

Resolved, That the select committee to which was referred the Governor's message on that subject, be instructed to inquire into the expediency of enacting a law, providing for the appointment of an agent of the state in each and every county, who shall receive from the treasurer of state the surplus revenue accruing to the state from the general government, who shall loan the same upon security by mortgage, in sums not exceeding \$500 to any one individual. The sums to be received by each county to be regulated by the legislature with regard to the population thereof, except in the counties where Branch banks are situated.

Mr. Huckleby moved to amend said resolution, by making the distribution without regard to population;

Which motion was decided in the negative.

Mr. Hubbard moved to amend, by striking out so much as precludes those counties in which Branch banks are situated, from a participation in the proposed distribution.

Mr. Morris moved to lay said resolution and pending amendment on the table.

And the ayes and noes being demanded by Messrs. Eggleston and Fitch,

Those who voted in the affirmative were,

Messrs. Armstrong, Berry, Bloomfield, Breeze, Brown of S., Burk, Connor, Cunningham, Curtis, Dowling, Dunn, Evans, Ferguson, Fitch, Gale, Hanna of M., Haymond, Henderson, Hood, Howell, Hubbard, Huckleby, James, Jones, Macey, Matthews, Maxson, McCarty of F., McCarty of P. & N. McIntire, Miller, Morris, Myers, Proffitt, Reeve, Rockhill, Smith, Slapp, Thoruton, Vanmetre, Williams, Wines of V. and Mr. Speaker—43.

Those who voted in the negative were,

Messrs. Baird, Bennett, Briggs, Brown of T. Burns, Burton, Crume, Curry, Depaw, Eckles, Eggleston, Elder, Gird, Graham, Guard, Hanna of C., Hoobler, Lee of M. Long, Lusk, Mace, Mahan, Marshall of Jackson, Marshall of Jefferson, Newell, Nicholls, Odell, Owen, Pabody, Pepper, Porter, Posey, Powell, Riley, Rush, Sands, Shook, Steele, Strain, Talbot, Vandever, Walpole, Watt, Wines of G. & W. Winship, Wright, and Zenor—47.

So said resolution and pending amendment were not laid on the table. The question then recurred on the amendment proposed by Mr. Hubbard,

And before the question was put, the hour allotted to the discussion of resolutions expired.

A message from the Senate, by Mr. Thompson of Lawrence, a member:

MR. SPEAKER—

I am directed by the Senate to inform the House of Representatives, that the Senate has adopted the following resolution:

Resolved, That when the Senate adjourn on Friday next, it stands adjourned until the second day of January next; the House concurring therein.

Mr. Bennett moved to amend the resolution of the Senate in said message, by substituting "when this House adjourn on Friday, the 23d instant, it will adjourn to meet on Monday, the 26th inst."

Mr. Pepper moved further to amend, by adding thereto—"That the members who leave the town of Indianapolis during the proposed adjournment, shall receive no *per diem* allowance for the time they shall be absent."

Mr. Proffitt moved to indefinitely postpone said resolution and pending amendments.

And the ayes and noes being demanded by Messrs. Pepper and Wright,

Those who voted in the affirmative were,

Messrs. Armstrong, Bennett, Berry, Boon, Briggs, Breeze, Brown of S. Burton, Curtis, Depaw, Dowling, Dunn, Eggleston, Evans, Ferguson, Fitch, Gale, Gird, Graham, Guard, Hanna of C. Haymond, Hoobler, Hood, Howell, Huckleby, Jackson, James, Jones, Longley, Lusk, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McCarty of P. & N. McIntire, Miller, Morris, Myers, Newell, Owen, Pabody, Pepper, Porter, Powell, Proffitt, Riley, Rockhill, Sands, Shook, Stapp, Strain, Walpole, Watt, Williams, Wright, and Zenor—60.

Those who voted in the negative were,

Messrs. Baird, Bloomfield, Brown of T. Burk, Burns, Conner, Crume, Cunningham, Curry, Eckles, Elder, Hanna of M. Heath, Henderson, Hubbard, Lee of M. Mace, Macey, Nicholls, Odell, Posey, Reeve, Rush, Smith, Steele, Storm, Talbott, Thornton, Vandever, Vanmetre, Wines of V. Wines of G. & W. Winship, and Mr. Speaker—34.

So said resolution and pending amendments were indefinitely postponed.

On motion,

Messrs. Crume, Reeve, and Conner, have leave of absence.

Mr. Proffitt introduced a joint resolution, No. 61, relative to the White Water canal;

Which was read the second time, and passed to a third reading on to-morrow.

Mr Stapp introduced a

Bill, No. 62—To incorporate certain turnpike companies therein named;

Which was read the first time, and

Ordered, To a second reading on to-morrow.

And the House adjourned until to-morrow, 9 o'clock.

FRIDAY MORNING, Dec. 23d, 9 o'clock.

The House met pursuant to adjournment.

Mr. Evans asked and obtained leave to introduce a

Bill, No. 63—To authorise Ezra Baker, jun. to build a mill dam near Coffee Island, on the Wabash river;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Burk presented the petition of sundry citizens of Adams county, praying the location of a state road from Decatur to Huntington.

Also, the petition of John S. Rhea and others, praying the location of a state road from Mornheini to the Ohio state line, near Wellshire;

Which was read and referred to the committee on roads.

Mr. Depaw presented a communication from the Trustees of the Salem Presbyterian congregation;

Which was read, and referred to a select committee of Messrs. Depaw, Strain, and Armstrong.

Mr. Gale presented the petition of John B. Howr and others, praying the organization of Dekalb county;

Which was read, and referred to a select committee of Messrs. Gale, Rockhill, and Jackson.

Mr. Rockhill presented the petition of F. D. Lasselle and others, praying the location of part of a certain state road;

Which was read, and referred to a select committee of Messrs. Rockhill, Burk, and Wines of G. & W.

Mr. Briggs presented the petition of James K. O. Haver and others, citizens of Knox and Sullivan counties, praying the location of a part of the state road from Carlisle to Vincennes;

Which was read, and

On motion of Mr. Briggs,
Laid on the table.

Mr. Longley presented the petition of sundry citizens of Boon

county, praying that the rail road from Indianapolis to Lafayette, should be located on the most direct and eligible route;

Which was read, and referred to the committee on canals and internal improvements.

On motion of Mr. Brown of S.

The following preamble and resolution were adopted:

Whereas, by a late act of Congress, a mail route has been established from Carlisle *via* Buseron mills and Rawley's mills, to Bowlinggreen—and as part of the way through which the mail must pass, is entirely destitute of any kind of road—Therefore,

Resolved, That the committee on roads be instructed, to inquire into the expediency of laying out and opening a road from the termination of the road leading from Carlisle, in the direction of Bowlinggreen, at or near Isaac Pearson's, in Sullivan county, and Rawley's mills, in the county of Clay.

Mr. Pepper, from the select committee on that subject, reported a Bill, No. 64—For the relief of J. B. Richardsville and Francis Godfrey;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Smith, from the select committee on that subject, reported a Bill, No. 65—To amend an act, entitled "An act for the appointment of county Surveyors and their deputies;"

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Porter, from the select committee on that subject, reported a Bill, No. 66—To locate a state road from Corydon to New Amsterdam, in Harrison county;

Which was read the first time, and passed to a second reading on to-morrow.

The resolution offered by Mr. Burns, and pending at the expiration of the hour on yesterday for the discussion of resolutions, relative to the distribution of the surplus revenue, was taken up, and adopted.

On motion of Mr. Burton,

Resolved, That the board of internal improvements be requested, to give to this House as soon as practicable, any information that may be in their possession, relative to the practicability of extending the Eel river navigable Feeder to the town of Bowlinggreen, in the county of Clay.

On motion of Mr. Howell,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of causing to be made, during the ensuing summer, a survey for a rail road from Rockport to Pittsburgh.

On motion of Mr. Wines of G. & W.

Resolved, That the committee on canals and internal improvements be instructed to inquire, what provisions, if any, should be made for such persons as have lost money by unforeseen and unavoidable circumstances, in constructing that part of the Wabash and Erie canal that was contracted for in May, and in July, 1834.

Mr. Eckles moved the adoption of the following resolution:

Resolved, That a select committee of one member from each county in the 7th judicial circuit, inquire into the expediency of providing additional time for holding courts in the counties of Putnam, Owen, and Monroe, and of changing the time of holding the courts in the county of Brown;

Which,

On motion,

Was laid on the table.

On motion of Mr. Graham,

Resolved, That the committee on canals and internal improvements be requested, to inquire into the expediency of causing to be made during the ensuing summer, a survey and estimate of a rail road, or Clay turnpike, from Newburgh, in Warriek county *via* Boonville, to some practicable point on the Central canal.

On motion of Mr. McCarty of F.

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of vesting by law, power in the board of public works in this state, to make necessary changes of state and county roads, in all cases where any of the public works have been, or may be, located on said roads.

On motion of Mr. Brown of T.

Resolved, That the committee on the State Bank be instructed to inquire into the expediency of reducing the amount of damages, now recoverable by law, upon protested bills of exchange.

On motion of Mr. Mahan,

Resolved, That the committee on education be instructed to inquire into the expediency of so amending the school law, as to provide by law for all persons who have lost their certificate of purchase; with leave to report by bill or otherwise.

On motion of Mr. Gird,

Resolved, That the committee of ways and means be instructed to inquire into the expediency of amending that part of the revenue law, that relates to the collection of said revenue, in such manner as is suggested in the report of the Auditor of State, viz: to have certain days fixed to meet the people in their respective townships—the collectors advertising at least twenty days before the time they are to meet; and report by bill or otherwise.

On motion of Mr. Thornton,

Resolved, That the judiciary committee be instructed to inquire into the expediency of so amending the law, on that subject, as to provide that certified copies of deeds and conveyances of real estate which have been regularly acknowledged, or proved and recorded, shall be admitted in courts of Justice as evidence, without further proof of the execution of the same; and also that the law be further amended, so as to require all mortgages or bills of sale of personal property to be recorded in the proper Recorder's office, within thirty days after the execution of the same.

On motion of Mr. McCarty of P. & N.

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of providing by law, for a survey and estimate of an extension of the Erie and Michigan canal to the Illinois state line, on the most practicable route, and from the most suitable point on said canal, west of the town of South Bend; with leave to report by bill or otherwise.

On motion of Mr. Owen,

Resolved, That the committee on canals and internal improvements be requested to inquire into the expediency of making an appropriation on a clay turnpike, from Mount Vernon by the way of Harmony to Princeton, as surveyed by an order of the legislature at their last session; with leave to report by bill or otherwise.

On motion of Mr. Owen,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of causing to be made, in the course of the ensuing summer, an experiment of a wooden turnpike, on a small scale; and to take measures to cause to be laid before the legislature at its next session, the results in detail of said experiment; with leave to report by bill or otherwise.

On motion of Mr. Mace,

Resolved, That the judiciary committee be instructed to inquire into the expediency of amending the law subjecting real and personal property to execution, so as to make equitable titles to real estate subject to execution; with leave to report by bill or otherwise.

On motion of Mr. Nicholls,

Resolved, That the judiciary committee be instructed, to inquire into the expediency of enacting a law, authorising a special session of the circuit courts, in any of the counties in this state, when extreme cases may require it, and that they report by bill or otherwise.

On motion of Mr. Burton,

Resolved, That the committee of ways and means be instructed, to inquire into the expediency of repealing so much of the revenue law as exempts from taxation one hundred dollars worth of property, and specify what property, if any, shall be exempt from taxation; with leave to report by bill or otherwise.

On motion of Mr. Porter,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of causing to be made, during the ensuing summer, a survey of a clay turnpike road from New Albany to Mount Carmel, and to estimate the cost of constructing said road.

On motion of Mr. Eggleston,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of authorising and requiring the Treasurer of State, to subscribe for State stock in the Vevay and Napoleon turnpike company, to such an amount as to enable said company to complete a turnpike from Vevay to Napoleon; with leave to report by bill or otherwise.

On motion of Mr. Mahan,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of repealing so much of the now existing usury law, as relates to indicting persons; with leave to report by bill or otherwise.

Mr. Evans offered for adoption the following:

Resolved, That the committee of ways and means be directed to inquire what legislation (if any,) is necessary on that part of the revenue law which relates to the taxation of persons vending merchandize; and if, in their opinion merchants, in addition to their other tax, have to pay a license, that they inquire into the expediency of repealing so much of said act as requires the same.

Mr. Mace moved to strike out the resolution under consideration and insert the following:

That the committee of ways and means be instructed to report a bill, making it unnecessary for resident merchants to obtain a license to vend merchandize, and fixing the amount to be paid by travelling merchants, for the privilege of vending merchandize in each county.

And before the question was had thereon,

The hour for the discussion of resolutions had expired.

The Speaker laid before the House a report of the Auditor of public accounts;

Which was read and referred to the committee of ways and means.

Ordered, That five hundred copies thereof be printed.

Mr. Walpole, from the joint committee on enrolled bills, made the following report:

The joint committee on enrolled bills report, that said committee have compared the enrolled with the engrossed bills, which originated in the House of Representatives, entitled,

An act to legalize the assessment and collection of the state and county revenue for the year 1836, in the counties of Warrick and Spencer;—also,

An act to legalize the election of probate Judge, in Porter county;

And find the same truly enrolled.

Mr. Proffitt presented a joint resolution, No. 67, in relation to the Bank of the United States;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Hubbard, presented a joint resolution, No. 68, in relation to the Cumberland road;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Evans asked and obtained leave of absence for the Sergeant-at-arms of this House, until Tuesday next.

Mr. Walpole presented a bill, No. 69, appropriating certain portions of the 3 per cent. fund, and for other purposes;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Marshall of Jefferson, presented

A bill, No. 70—For the relief of Charles Woodward, collector of Jefferson county for the year 1833,-4 and 5;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Talbott presented

A bill, No. 71, directing the application of the 3 per cent. fund of the county of Putnam, and for other purposes;

Which was read the first time, and passed to a second reading on to-morrow.

On motion of Mr. Haymond,

Bill, No. 2—To change the time of holding courts in part of the third judicial circuit,

Was taken from the table, and,

On motion of Mr. Eggleston,

Was recommitted to a select committee.

Ordered, That Messrs. Eggleston, Marshall of Jefferson, James, and Haymond, be that committee.

Mr. Jackson presented

A bill, No. 72—To repeal the 12th section of an act entitled, "an act relative to state roads and for other purposes," approved February 8th, 1836;

Which was read a first time, and passed to a second reading on to-morrow.

On motion of Mr. Brown of T.

The committee of the whole were discharged from the further consideration of

Bill, No. 14—To incorporate the Peru Collegiate Institute;

Which bill was ordered to be engrossed for a third reading on to-morrow.

Mr. Huckleby presented

A bill, No. 73—To amend the third section of an act entitled, "an act to provide for an equitable mode of levying and collecting the taxes of this state," approved February 8th, 1836.

Which was read the first time, and passed to a second reading on to-morrow.

The House then proceeded to the consideration of the orders of the day.

Bill, No. 19—To incorporate the Lawrenceburgh Savings Institution;

Bill, No. 24—To incorporate the Eel river and Michigan road bridge company;

Bill, No. 29—To incorporate the Madison and Lawrenceburgh Hotel companies;

Bill, No. 32—To amend an act to incorporate the Jeffersonville and New Albany canal company;

Bill, N. 35—To incorporate the Milton Savings Institution;

Were severally read the third time, and passed.

Ordered, That the Clerk carry them to the Senate, and ask their concurrence therein.

Bill, No. 38—To locate a state road from Monticello, in White county, to Portersville, in Porter county;

Was read the second time, and referred to the committee on roads.

Bill, No. 39—To locate a state road from Laporte county to the Illinois state line, by way of Portersville, in Porter county, and the seat of justice in Lake county,

Was read a second time.

Mr. Burns moved to recommit said bill, with instructions to strike out "Portersville, in Porter county, and the county seat of Lake county," and insert—"the nearest and best way to the Illinois state line, on a direction to Juliette in Illinois, by way of Indiana city, in Indiana."

Which motion did not prevail.

The said bill was then committed to the committee on roads.

A joint resolution, No. 40, in relation to the turnpike road from New Albany to Vincennes;

Was read a second time, and committed to the committee on canals and internal improvements.

Bill, No. 41—legalizing the assessment of revenue in the county of Martin;

Was read a second time;

And the rules of the House being dispensed with,

Was read a third time and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

Bill, No. 42—To legalize the proceedings of the Probate court of Dearborn county;

Was read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 43—To facilitate the execution of Deeds;

Was read a second time, and

Referred to the committee on the judiciary.

Bill, No. 44—To authorise the location of a state road from Thorn-town, in Boon county, to Frankfort, in Clinton county;

Was read the second time, and

Referred to the committee on roads.

Bill, No. 45—To incorporate the Trustees of the Western University;

Was read a second time, and

Referred to the committee on corporations.

And the House adjourned, until Monday morning, 9 o'clock.

MONDAY MORNING, 26th Dec., 9 o'clock.

The House met pursuant to adjournment.

The Speaker laid before the House the remonstrance of sundry

citizens of Owen county, against any change in the Jeffersonville and Crawfordsville road;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Vandever presented the petition of Westley Stroud, praying to be divorced from his wife, Nancy Stroud;

Which was read, and referred to a select committee.

Ordered, That Messrs. Vandever, Berry, and Williams, be that committee.

Mr. Rockhill presented the petition of Samuel Hanna and others, citizens of Allen county, praying a charter to erect a Toll bridge across the Maumee river;

Which was read, and referred to a select committee.

Ordered, That Messrs. Rockhill, Burk, and Wines of G. & W. be that committee.

Mr. Marshall of Jackson, presented the petition of Hiram Stress and others, citizens of Jackson county, praying legislative aid for a road from Columbus to Jeffersonville;

Which was read and referred to the committee on canals and internal improvements.

Mr. Brown of T. presented the memorial of Thomas T. Benbridge and others, citizens of the Tippecanoe, praying for an alteration of the law regulating the jurisdiction of Justices of the peace in said county;

Which was read and referred to a select committee.

Ordered, That Messrs. Brown of T. Odell, and Mace, be that committee.

Mr. Owen presented eleven several petitions of sundry citizens of Gibson and Posey counties, on the subject of a turnpike road from Mount Carmel *via* Harmony, in Posey county, to Princeton, in Gibson county;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Dowling presented the petition of L. M. Scott and others, citizens of Vigo county, respecting Lost creek, in said county;

Which was read, and referred to a select committee.

Ordered, That Messrs. Dowling, Wines of V. and Briggs be that committee.

Mr. Thornton presented the petition of George Wolfe and others, citizens of Floyd and Harrison counties, praying for the location and construction of a rail or McAdamized turnpike road, from New Albany to the Wabash river, opposite Mount Carmel in the state of Illinois;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Burk presented the petition of R. Brackenridge and others, citizens of the country between Muncietown and Fort Wayne, relative to a survey for a rail road from Muncietown and Fort Wayne;

Which was read, and referred to a select committee.

Ordered, That Messrs. Burk, Wines of G. & W. Vanmatre, and Rockhill, be that committee.

Mr. Maxson presented the petition of A. L. Wheeler and others, citizens of Lake Port, praying a change of the name of the town of Lake Port to that of Hudson;

Which was read, and referred to a select committee.

Ordered, That Messrs. Maxson, Baird, and McCarty of P. & N. be that committee.

Mr. Gale presented the petition of Selden Martin and others, citizens of Lagrange county, praying the appropriation of a part of the three per cent. fund on the Vistula road;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Morris presented the petition of Lyle McClung and others, improvers of the donation lands around Indianapolis;

Which was read, and referred to the committee on the affairs of the town of Indianapolis.

Mr. Sands presented the report of the Leavenworth and Bloomington rail road company;

Which was read, and referred to the committee on canals and internal improvements.

On motion of Mr. Baird,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of appropriating a sufficient amount of money for the improvement of Vistula road, from the eastern side of Steuben county, where the Vistula road may intersect the same, running thence through said county of Steuben, Lagrange county, to Goshen, in Elkhart, and thence to South Bend, in St. Joseph county.

On motion of Mr. Mace,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of authorising a survey and construction of a Clay turnpike road, commencing on the west bank of the Wabash river opposite Montezuma, running thence to Newport, Springfield, Eugene, and Perryville, in Vermillion county, thence to Baltimore, Williamsport, and Independence, Warren county; thence to Monticello, White county.

On motion of Mr. Ferguson,

Resolved, That a committee be appointed to revise and compile all the laws on the subject of estrays, and water crafts going adrift, and to report a bill with such amendments as may be deemed expedient, so as to include all the matters on the subject in one bill.

On motion of Mr. Burk,

Resolved, That a select committee be appointed to inquire into the expediency of so altering the present boundary lines of Wells county, as to have it bounded as follows: commencing at the northwest corner of Adams county, running west on the township line dividing towns 28 and 29, to the eastern boundary line of Huntington county; thence south to the township line dividing towns 25 and 26; thence

east to the western boundary line of Adams connty; thence north to the place of beginning.

On motion of Mr. Burk,

Resolved, That a select committee be appointed to inquire into the expediency of dividing the county of Jay, and establishing its western boundary line.

Mr. Haymond moved the adoption of the following resolution:

Resolved, That this House will, the Senate concurring therein, adjourn, *sine die*, on Monday the sixteenth day of January next;

And on the question to adopt said resolution:

The ayes and noes were demanded by Messrs. Dowling and Haymond;

And those who voted in the affirmative were,

Messrs. Baird, Bennett, Berry, Brown of T. Burk, Chambers, Curry, Curtis, Dunn, Evans, Haymond, Henderson, Long, Mace, Marshall of Jefferson, McCarty of F. Miller, Myers, Odell, Pabody, Pepper, Shook, Stapp, Strain, Vandever, and Mr. Speaker—26.

And those who voted in the negative were,

Messrs. Armstrong, Bloomfield, Boon, Briggs, Breeze, Brown of S. Burns, Burton, Dowling, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Graham, Guard, Hanna of C. Hoobler, Hood, Hubbard, Huckleby, Jackson, James, Lusk, Mahan, Marshall of Jackson, Matthews, Maxson, McCarty of P. & N. McIntire, Morris, Newell, Nicholls, Owen, Porter, Posey, Powell, Proffitt, Rockhill, Riley, Sands, Smith, Steele, Storm, Thornton, Watt, Williams, Wines of G. & W. Winship, Wright and Zenor—52.

And so said resolution was not adopted.

On motion of Mr. Owen,

Resolved, That the judiciary committee be instructed to inquire into the expediency of providing by statute, for such a modification of the common law, as shall give to married women in this State, the right of holding personal property under the same, or similar provisions to those which form part of the code of the state of Louisiana, in reference to this subject.

On motion of Mr. Boon,

Resolved, That the committee on the judiciary be instructed to report to this House a joint resolution, making provision for a revision of the laws of this state, as soon as practicable.

On motion of Mr. Burton,

Resolved, That the committee on canals and internal improvements inquire into the expediency of causing to be made the ensuing season, a survey and estimate for a branch of the Jeffersonville and Crawfordsville rail or Macadamized road, from Bloomington *via* Spencer and Bowlinggreen to Terre Haute.

On motion of Mr. Hanna of C.

Resolved, That the committee on roads be instructed, to inquire into the expediency of so amending an act entitled, "An act to amend an act for opening and repairing public roads and highways," approved Feb. 4th, 1836, that supervisors of roads shall have power to collect by action of debt, one dollar per day from each person made liable to work roads by said act, for every neglect and refusal to work in person, or by proper substitute, after having lawful notice from supervisors respectively.

Mr. James offered the following resolution:

Resolved, That the committee of ways and means be instructed to inquire into the expediency of repealing so much of the revenue law, as relates to the tax of the manufacture of wool, cotton, hemp, and paper.

Which was not adopted.

On motion of Mr. Morris,

Resolved, That the joint committee on public buildings examine the Engine house, built at the expense of the State and the corporation of Indianapolis; also, the Engine purchased in like manner; and that they report to this House their opinion as to the quality of the Engine, the suitableness of the house, and whether any additions or improvements are necessary, to carry out the intention of the legislature on that subject.

On motion of Mr. Hubbard,

Resolved, That the committee on canals and internal improvements inquire into the expediency of making a survey and estimate for a turnpike road, commencing at Fort Wayne, in Allen county, from thence through the counties of Adams, Jay, Randolph, and to Newport, Richmond, and Boston, in Wayne county, in the direction of Cincinnati to the state line.

On motion of Mr. Burns,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of making an appropriation for the improvement of the navigation of Big Vermillion river, so much as lies in the state of Indiana, by slack water navigation.

On motion of Mr. Myers,

Resolved, That a select committee be appointed, with instructions to inquire into the expediency of making the Sheriff of the county of Knox, hereafter, collector of the revenue of that county

On motion of Mr. Sands,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of providing by law for the construction of a Macadamized turnpike road, from Orleans, in Orange county, to Leavenworth, in Crawford county.

On motion of Mr. Graham,

Resolved, That the committee on education be instructed to inquire into the expediency of so amending the school laws, that school districts may be laid off from different congressional townships, whenever the public convenience requires it.

On motion of Mr. Huckleby,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of causing a survey and estimate to be made during the ensuing summer, for a turnpike road from Troy, in Perry county, to Paoli, in Orange county; and a side branch of the same from Rome, also in said Perry county, to intersect the above road; and to appropriate a sufficient sum to defray the expense of said survey and estimate.

On motion of Mr. Shook,

Resolved, That the committee on roads inquire into the expediency of providing for a township Treasurer for each township, to receive all the road tax collected in each township, and disburse the same to supervisors for the improvement of roads.

Mr. Eckles, from the joint committee on enrolled bills, reports:

That they did this day present to His Excellency, the Governor, for his approval and signature, the following enrolled bills, viz. A bill, No. 5, of the House of Representatives, entitled

An act to legalize the election of a Probate Judge, in Porter county;

Also, a bill No. 8, of the House of Representatives, entitled,

An act to legalize the assessment and collection of the state and county revenue for the year 1836, in the counties of Warrick and Spencer.

On motion of Mr. Evans,

The previous orders of the day were suspended, and

Bill, No. 63—To authorise Ezra Baker, jun'r. to build a mill dam near Coffee Island, on the Wabash river,

Was taken up, and read the second and third times, and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

Mr. Jones introduced a joint resolution, No. 74, on the subject of declaring Evansville a port of entry.

Mr. Long introduced a joint resolution, No. 75, on the subject of a feeder taken out of the Tippecanoe river.

Mr. Proffitt introduced a joint resolution, No. 76, relative to the officers of the State Bank and Branches.

Mr. Burton introduced

A bill, No. 77—To incorporate the Troy Queensware Manufacturing Company.

Mr. Hubbard introduced

A bill, No. 78—To amend an act entitled, An act for assessing and collecting the revenue—approved Feb. 10th, 1831.

Mr. Porter introduced

A bill, No. 79—To incorporate the New Amsterdam Manufacturing Company.

Mr. Burk introduced

A bill, No. 80—To change the mode of doing county business in the county of Huntington.

Which were severally read the first time, and passed to a second reading on to-morrow.

On motion of Mr. Brown of T.

Bill, No. 31—To provide for the disbursement of the 3 per cent. fund in the unorganized counties;

Was taken up,

Read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

The House then proceeded to the consideration of the orders of the day.

Bill, No. 14—To incorporate the Peru Collegiate Institute;

Bill, No. 42—To legalize the proceedings of the Probate court of Dearborn county;

Were severally read the third time, and passed.

Ordered, That the Clerk carry them to the Senate, and ask their concurrence therein.

A joint resolution, No. 46, relative to Ports of entry;

Was read a second time, and referred to a select committee consisting of Messrs. Jones, Evans, and Hubbard.

Joint resolution, No. 47, on the subject of establishing a mail stage route from New Albany to Terre Haute;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 48—To provide for the equal distribution of the 3 per cent. fund;

Was read a second time, and referred to the committee on roads.

Bill, No. 49—To amend an act entitled, "An act to provide for a general system of internal improvements;"

Was read a second time—

When,

On motion of Mr. Storm,

The said bill was laid on the table.

Bill, No. 50—To incorporate the Hartford Steam Mill and Manufacturing Company;

Was read a second time, and

Referred to the committee on corporations.

Bill, No. 51—To authorise the sale of certain lots in the town of Indianapolis, and for other purposes;

Was read a second time, and

Laid on the table.

Bill, No. 52—Authorising William McCartney and others, to cut a race from the head of the Kankakee into the St. Joseph's river;

Was read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 53—To legalize the sale of a part of school section in township 4, south of range 8 west, in Warrick county;

Was read a second time, and

Referred to the committee on education.

Bill, No. 54—To appropriate a part of the 3 per cent. fund on the Rome and Paoli state road, in the county of Orange;

Was read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 55—To form a new county out of the county of Dearborn;
Was read a second time;

When,

Mr. Powell moved to commit said bill to the committee on the judiciary.

Which motion did not prevail.

The question then recurring on engrossing the bill for a third reading—

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

The question being on engrossing the bill under consideration at the adjournment for a third reading,

And the ayes and noes being demanded, by Messrs. Powell and Vandever,

(Mr. Marshall of Jefferson, being excused from voting.)

Those who voted in the affirmative were,

Messrs. Baird, Bennett, Briggs, Burk, Burns, Curry, Depaw, Dowling, Dunn, Eckles, Evans, Ferguson, Fitch, Gale, Guard, Hanna of M. Hoobler, Hood, Howell, James, Long, Marshall of Jackson, Maxson, Morris, Newell, Owen, Pepper, Proffitt, Riley, Rockhill, Steele, Thornton, Watt, Winship, Wright. and Zenor—36.

Those who voted in the negative were,

Messrs. Armstrong, Berry, Bloomfield, Boon, Breeze, Brown of S. Burton, Chambers, Curtis, Eggleston, Gird, Graham, Hanna of C. Haymond, Henderson, Hubbard, Huckleby, Jackson, Jones, Lusk, Mahan, Matthews, McCarty of F. McCarty of P. & N. McIntire, Miller, Nichols, Odell, Pabody, Posey, Powell, Sands, Shook, Smith, Stapp, Storm, Strain, Vandever, Williams, Wines of G. & W. and Mr. Speaker—40.

So said bill was lost.

Bill, No. 56—To incorporate the Lawrenceburgh and Tanner's creek bridge company;

Was read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 57—To alter the boundary lines of the counties of Warren and Jasper;

Was read the second time, and passed to a third reading on to-morrow.

Bill, No. 58—To incorporate the Lawrenceburgh and Napoleon turnpike company;

Was read the second time, and committed to the committee on corporations.

Bill, No. 59—To dissolve the bands of matrimony between Houston Russell and his wife;

Was read a second time, and

On the question,

Shall said bill be engrossed for a third reading?

And the ayes and noes being demanded by Messrs. Briggs and Storm,

And those who voted in the affirmative were;

Messrs. Berry, Bloomfield, Boon, Brown of S. Burk, Burns, Dowling, Dunn, Ferguson, Fitch, Gale, Gird, Graham, Guard, Hanna of C. Hanna of M. Henderson, Hoobler, Hood, Hubbard, James, Long, Lusk, Marshall of Jackson, Max-son, McCarty of F. McCarty of P. & N. Miller, Morris, Newell, Nicholls, Owen, Pepper, Porter, Posey, Powell, Proffitt, Riley, Stapp, Steele, Vandever, Watt, Winship, Wright and Zenor—45.

And those who voted in the negative were,

Messrs. Armstrong, Baird, Bennett, Briggs, Breeze, Brown of T. Burton, Chambers, Cunningham, Curry, Curtis, Depaw, Eckles, Evans, Haymond, Howell, Huckleby, Jackson, Jones, Mace, Mahan, Marshall of Jefferson, Matthews, McIntire, Odell, Pabody, Rockhill, Sands, Shook, Smith, Storm, Strain, Williams, Wines of G. & W. and Mr. Speaker—36.

And the House adjourned until to-morrow morning, 9 o'clock.

TUESDAY MORNING, 27th Dec. 9 o'clock, 1836.

The House met pursuant to adjournment.

The Speaker laid before the House a communication from the state board of internal improvements, in answer to a call of this House;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Eckles presented the petition of sundry citizens of Owen county, praying a review of a certain state road;

Which was read, and referred to a select committee of Messrs. Eckles, Breeze, Storm, and Burton.

Mr. Miller presented the petition of David Robb and others, citi-

zens of Gibson county, praying the location of a state road therein named;

Which was read, and referred to the committee on roads.

Mr. Hood presented the petition of sundry citizens, praying the location of a state road from Laketon to Logansport;

Also, the petition of Samuel Pike and others, praying the location of a state road from Eel river to Mishiwaka Iron Works;

Which were read, and referred to the committee on roads.

Mr. Chambers presented the petition of James B. Tull and others, praying the location of a state road from Brownstown to Madison;

Which was read, and referred to the committee on roads.

Mr. Burton obtained leave to withdraw a remonstrance, heretofore referred to the committee on roads;

And,

On motion,

Said remonstrance was referred to the same select committee to which a petition on that subject was heretofore referred.

Mr. Depaw introduced the petition of sundry citizens of Washington county, praying the passage of a law authorising the board doing county business in said county, to encourage, by granting compensation and premiums, the apprehension of horse thieves and other fugitives from justice;

Which,

On motion,

Was referred to a select committee, consisting of Messrs. Depaw, Strain, and Armstrong.

On motion of Mr. Berry,

The vote heretofore taken on the report from the judiciary committee, in relation to the petition of Daniel A. Rawlings;

Was reconsidered, and referred to a select committee.

Ordered, That Messrs. Berry, Wright, Thornton, and Eckles, be that committee.

Mr. Wright, from the judiciary committee, to whom was referred a resolution of this House, on the subject of a uniform mode of doing county business, reported

A bill, No. 81—On the mode of doing county business and Justices jurisdiction throughout the state, in a uniform method;

Which was read the first time, and

Ordered, To a second reading on to-morrow.

Mr. Vandever, from the committee on military affairs, to whom a resolution was referred on that subject, reported

A bill, No. 82—To amend the act entitled "an act to organize and regulate the militia of the state of Indiana," approved February 10th, 1831;

Which was read the first and second-times, (the rule having first been dispensed with,) and,

On motion of Mr. Stapp,

Committed to the committee of the whole House, and made the

order of the day for Monday next, and that 500 copies thereof be printed.

Mr. Maxson, from the committee on corporations, to whom was committed

A bill to incorporate the Trustees of the Western University,

Reported the same back to the House with one amendment;

Which was read, concurred in, and

Ordered, To be engrossed and read a third time on to-morrow.

Mr. Miller, from the select committee on that subject, reported

A bill, No. 83—To incorporate the Mount Carmel and New Albany rail road company;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Gale, from a select committee on that subject, reported

A bill, No. 84—To organize the county of De Kalb, and to locate the seat of justice of said county;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Rockhill, from the select committee on that subject, reported

A bill, No. 85—To incorporate the Fort Wayne and Maumee bridge company;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Maxson introduced

A bill, No. 86—To change the name of the village of Lakeport, in Laporte county, to that of Hudson;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Nicholls offered for adoption the following resolution:

Resolved, That the select committee to whom was referred so much of the Governor's message as relates to the surplus revenue of the U. States, as is proposed to be deposited in the state of Indiana, be directed to inquire into the propriety of providing by law for its security and safe keeping in each organized county in this state, and such counties as shall hereafter become organized; giving to each county its due proportion of principal and interest, either on the principle of *taxation*, *representation*, or *population*, as may seem most reasonable and just; the principal of each county's dividend to be loaned in the proper county, at a rate of interest not exceeding eight per cent. per annum, on mortgaged security of real estate at two-thirds its appraised value, in sums not exceeding three hundred dollars to any one individual, nor for periods exceeding three years: the interest shall be the property of the county, and shall be applied to such objects in each county as the people may determine; which determination shall be made known by elections—making it the duty of each elector to express on his ticket, at the next general election, the object he wishes it applied to, whether for the payment of interest on internal improvement loans, for common school purposes, or for other objects of permanent improvements in his county.

Which was read, and,

On motion of Mr. Eckles,
Laid on the table.

On motion of Mr. Hubbard,

Resolved, That the committee of ways and means be instructed to inquire what amount, (if any,) is necessary to be set apart of the gross proceeds of the revenue levied for State purposes, for the purpose of paying the interest on loans already made, or such as may hereafter be made, by the fund commissioners, for the purpose of carrying on the system of internal improvement.

On motion of Mr. Proffitt,

Resolved, That the committee on canals and internal improvements inquire into the expediency of providing by law for a loan of the surplus revenue of the United States, which has, or may hereafter accrue to the state of Indiana, to be made to the canal fund commissioners, on the same principle, and at the same rate of interest, which said fund commissioners may borrow other monies for the purposes of internal improvement.

Which was,

On motion of Mr. Pepper,

Amended, by changing the reference to the same select committee heretofore appointed on that subject.

Which resolution and amendment were then adopted.

On motion of Mr. Hanna of M.

Resolved, That the Governor be requested to cause the Adjutant General to lay before this House, the bounds of the several brigades and divisions of the militia of the state of Indiana.

And then the House adjourned, until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

Mr. Burns introduced a joint resolution, No. 87, on the subject of a mail route from Crawfordsville to Eugene, by way of Jacksonville and Gilderoy;

Which was read the first time, and passed to a second reading on to-morrow.

A message from the Senate, by Mr. Test, their principal secretary.

MR. SPEAKER--

I am instructed by the Senate to inform the House of Representatives, that they have passed engrossed bills from the House, entitled
No. 5—An act to legalize the election of a Probate Judge, in Porter county.

No. 8—An act to legalize the assessment and collection of the state and county revenue for the year 1836, in the counties of Warrick and Spencer.

They have also passed bills and a joint resolution of the Senate, entitled, as follows:

No. 3—An act to amend “an act to authorise certain persons therein named to erect a dam across the St. Joseph river,” approved Feb. 6, 1836.

No. 6—An act authorising the election of Trustees of the Library, in Pike county, and for other purposes.

No. 9—An act for the relief of James Sutfin.

No. 16—A joint resolution relative to passing a pre-emption law by Congress.

To which bills and joint resolution of the Senate, they ask the concurrence of the House of Representatives.

The said bills and joint resolution of the Senate,

Were severally read the first time, and passed to a second reading on to-morrow.

The following additional message was received from the Senate:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed a joint resolution, entitled

A joint resolution in relation to the publication of a certain law;

To which the concurrence of the House of Representatives is requested.

The said joint resolution contained in the message of the Senate,

Was read the first time, and passed to a second reading on to-morrow.

The following message was also received from the Senate:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they passed an engrossed bill of the Senate, entitled

No. 47—An act to incorporate the Trustees of the Indiana Asbury University;

To which the concurrence of the House is requested.

Said bill of the Senate was read the first time, and passed to a second reading on to-morrow.

The Speaker laid before the House the report of the State board of internal improvement;

Which was referred to the committee on the canal fund, and five hundred copies ordered to be printed.

Mr. Owen introduced

A bill, No. 88—Supplemental to an act entitled, “An act to provide for a general system of internal improvement;”

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Briggs introduced

A Bill, No. 89—Supplemental to an act entitled, "An act to provide for a general system of internal improvement;"

Which was read a first time, and passed to a second reading on to-morrow.

Mr. Fitch introduced

A bill, No. 90—Supplemental to an act entitled, "An act to provide for a general system of internal improvement;"

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Cunningham introduced

Bill, No. 91—To exempt Librarians, of county libraries, from performing militia duty;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Burton introduced

Bill, No. 92—Supplemental to an act entitled, "An act to provide for a general system of internal improvement;"

Which was read the first time, and passed to a second reading on to-morrow.

The following message was received from the Senate:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed an engrossed bill from the House, entitled No. 63—An act to authorise Ezra Baker, jun'r. to build a mill dam near Coffee Island, on the Wabash river;

With an amendment, in which they ask the concurrence of the House of Representatives.

Which amendment of the Senate was read and concurred in.

Mr. Mace introduced

Bill, No. 93—To repeal an act incorporating the townships in the county of Warren;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Long introduced

Bill, No. 94—To locate a state road from the county seat of Huntington county to intersect the Michigan road, in the direction of Laporte;

Which was read the first and second times, (the rules having been dispensed with,) and

Committed to the committee on roads.

Mr. Morris introduced

A bill, No. 95—Supplemental to an act to authorise the agent of the state of Indiana to make a deed to a certain lot of land adjoining

Indianapolis, called the brick yard lot, No. 3, but which should be lot No. 1, to Wilks Reagan, approved Feb. 8th, 1836;

Which was read the first time, and passed to a second reading on to-morrow.

The House then proceeded to the consideration of the orders of the day.

Bill, No. 59—To dissolve the bans of matrimony between Houston Russell and his wife;

Was read a third time, and,

On the question,

Shall said bill pass?

The ayes and noes being demanded by Messrs. Storm and Eckles,

Those who voted in the affirmative were,

Messrs. Berry, Bloomfield, Boon, Brown of S. Burk, Burns, Curry, Dowling, Dunn, Ferguson, Fitch, Gale, Gird, Guard, Hanna of C. Hanna of M. Henderson, Hoobler, Hubbard, Jackson, James, Long, Lusk, Marshall of Jackson, Maxson, McCarty of F. McCarty of P. & N. Miller, Morris, Myers, Newell, Nicholls, Pepper, Posey, Powell, Proffitt, Riley, Rush, Stapp, Steele, Vandever, Watt, Williams, Wines of G. & W. Winship, Wright, and Zenor—47.

Those who voted in the negative were,

Messrs. Armstrong, Baird, Bennett, Briggs, Breeze, Brown of T. Burton, Chambers, Cunningham, Curtis, Depaw, Eckles, Haymond, Hood, Huckleby, Jones, Longley, Macc, Mahan, Marshall of Jefferson, Matthews, McIntire, Odell, Owen, Pabody, Porter, Rockhill, Sands, Shook, Smith, Storm, Strain, Thornton, Walpole, & Mr. Speaker—35.

And so said bill passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

On motion of Mr. Brown of T.

The vote taken on yesterday on the bill,

No. 55—To form a new county out of the county of Dearborn,

Was reconsidered;

When,

On motion of Mr. Pepper,

The said bill was committed to a select committee of Messrs. Pepper, James, and Brown of T.

Bill, No. 57—To alter the boundary lines of the counties of Warren and Jasper; and

No. 56—To incorporate the Lawrenceburgh and Tanner's creek bridge company;

Were severally read the third time, and passed.

Ordered, That the Clerk carry them to the Senate, and ask their concurrence therein.

No. 47—A joint resolution on the subject of establishing a mail stage route from New Albany to Terre Haute;

Was read a third time, and

On motion of Mr. Storm,

Was referred to a select committee.

Ordered, That Messrs. Storm, Vandever, and Boon, be that committee.

Bill, No. 31—To regulate the disbursement of the 3 per cent. fund in the unorganized counties;

Was read a third time, and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

Bill, No. 52—Authorising William McCartney, sen'r. and others, to cut a race from the head of the Kankakee into St. Joseph's river;

Was read a third time, and referred to the committee on corporations.

Bill, No. 54—To appropriate a part of the 3 per cent. fund on the Rome and Paoli state road, in the county of Orange; and

Bill, No. 45—To incorporate the Trustees of the Western University,

Were read the third time, and passed.

Ordered, That the Clerk inform the Senate, and ask their concurrence therein.

And the House adjourned until to-morrow morning, 9 o'clock.

WEDNESDAY MORNING, Dec. 28th, 9'clock.

The House met pursuant to adjournment.

Mr. Briggs presented the petition of sundry citizens of Sullivan county on the subject of a rail road from Vincennes to Terre Haute;

Which was read and laid on the table.

Mr. Macey presented the petition of sundry citizens of Rush and Henry counties, praying the location of a state road from Rushville via Knightstown, Greensboro' to New Castle;

Which was read and referred to the committee on roads.

Mr. Hood presented the petition of sundry citizens of Miami and Fulton counties, on the subject of a clay and gravel turnpike from Peru to Rochester;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Stapp, from the committee on the judiciary, made the following report:

MR. SPEAKER:

The committee on the judiciary to which was referred a resolution, No. 37, to inquire into the expediency of providing by law for the

punishment of persons guilty of seduction, have had the same under their consideration, and have directed me to report, that so far as their knowledge extends, the evil complained of, in the resolution does not exist in the state; and, therefore, does not require legislative enactments on the subject matter referred to them.

The same committee has also had under their consideration a resolution, No. 27, on the subject of abolishing capital punishment.

A resolution, No. 17, relative to 'accidents' on steamboats, and the punishment of the officers thereof for negligence.

A resolution, No. 32, on the subject of repealing the second section of the act, to amend the act, regulating the Practice in suits at law, &c.

A resolution, No. 29, relative to repealing so much of the usury law as requires persons to be indicted for certain offences.

A resolution, No. 25, authorising special sessions of the circuit courts when extreme cases may require it.

A resolution, No. 34, authorising circuit courts to issue subpoenas for witnesses throughout the state.

A resolution, No. 16, to allow the boards doing county business, to authorise the election of additional Justices of the peace, at their discretion.

A resolution, No. 16, requiring guardians to file annually in the proper Clerk's office, attested inventories of the amount of money and other property that may be in their possession, by virtue of their respective trusts.

A resolution giving circuit Judges probate jurisdiction, &c.

A resolution, No. 18, making it the duty of circuit Judges to transact probate business, and constituting a separate court for that purpose, &c.

A resolution, No. 21, dividing the state into probate circuits, and electing, by joint ballot, a circuit Judge in each circuit.

Also, the petition of Alexander Robertson and others, praying to alter the system of transacting county business in the county of Scott.

And have directed me to report, that it is inexpedient to legislate on the several subjects above named, and ask to be discharged from the further consideration thereof.

On motion of Mr. Wright,

So much of said report as relates to punishment of steamboat officers for negligence,

Was recommitted to a select committee of Messrs. Wright, Marshall of Jefferson, and Jones.

On motion of Mr. Mahan,

So much of said report as relates to repealing that part of the usury law subjecting persons to indictment for certain offences,

Was recommitted to a select committee of Messrs. Mahan, Wright, Marshall of Jefferson, and Jones.

On motion of Mr. Stapp,

So much of said report as relates to dividing the State into Probate circuits, and electing by joint ballot a circuit Judge in each circuit;

Was laid on the table.

The residue of said report was concurred in.

Mr. Stapp, from the judiciary committee, reported

A bill, No. 96—To amend an act entitled, "an act to authorise the inhabitants of township eight, south of range two west, to sell their school lands," approved Feb. 1st, 1836;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Stapp, from the judiciary committee, reported

A bill, No. 97, to authorise a change of venue in certain cases therein named.

Mr. Pepper, from the committee on Agriculture, reported

A bill, No. 98—To amend an act entitled, "an act for the encouragement of Agriculture;"

Mr. Mace, from the committee on corporations, reported

A bill, No. 99—To incorporate the Williamsport and Warren county bridge company;

Which were severally read the first time, and passed to a second reading on to-morrow.

Mr. Dunn, from the committee on corporations, to which had been committed

A bill, No. 58—To incorporate the Lawrenceburgh and Napoleon turnpike company,

Reported the same back to the House with an amendment.

Which was read and concurred in.

The said bill, as amended, was read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Mr. Baird, from the committee on corporations, to which was referred a bill on that subject, reported the same back to the House with two amendments;

Which were severally read and concurred in.

And the said bill, as amended, was then read the third time, and passed.

Ordered, That the Clerk carry the same to the Senate for their concurrence.

Mr. Pepper, from the select committee to which was referred

A bill, No. 55—For the formation of a new county out of Dearborn,

Reported the same back with one amendment,

Which was read and concurred in; and

Then said bill with the amendment, was

Ordered, To be engrossed for a third reading on to-morrow.

Mr. Dowling, from the select committee, to whom was referred the petition of sundry citizens of Vigo county, reported

A bill, No. 100—To provide for the draining of Lost creek, in Vigo county;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Berry introduced

A bill, No. 101—To provide for an appropriation of a part of the three per cent. fund in Monroe county;

Which was read the first and second times, (the rules having been dispensed with,) and

Committed to the committee on roads.

Mr. Vandever introduced

A bill, No. 102—For the relief of Wesley Stroud;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Hanna of M., from a select committee on that subject, made a report accompanied by

A bill, No. 103—To increase the compensation of the Governor and other officers;

Which was read the first time—passed to a second, and

Ordered, That five hundred copies thereof be printed.

Mr. Storm, from the select committee on that subject, to whom a joint resolution No. 47, was referred,

Reported the same back with one amendment;

Which joint resolution, with the amendment, was, after being read,

On motion of Mr. Boon,

Laid on the table.

On motion of Mr. Eckles,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of providing by a law, that the clerks of the several circuit courts, upon the filing in their offices transcripts of judgments rendered in due form of law by Justices of the peace, and upon which a return of *nulla bona* has been duly had, shall enter the same at length in the order book of the circuit court of said county, and issue such writ or writs of execution thereon, as if the same had been rendered in the circuit court.

Mr Lusk moved the adoption of the following resolution:

Resolved, That the committee on canals and internal improvements be instructed to report a bill, providing that the public works contemplated by an act of the last session of the legislature, shall be classed in three classes, as nearly equal in extent and expense of construction as practicable, placing those in the first class that will be likely to yield the greatest revenue to the state immediately after construction; those in the second class that will be likely to yield the next best revenue; and those in the third class that will be likely to yield the least revenue; and to provide prospectively for such other works to be constructed as will be likely to do justice to every part of the state, and to provide that the works of the first class shall be first constructed, those of the second class next, and those of the third class next; that any new and important work may be placed in bill on either of those classes at the discretion of the committee, and that all works shall be suspended, except such as by said bill shall be provided for to progress, except that public faith shall not be violated as regards any contracts on works; but that provision be made to indemnify contractors for any actual losses which they may sustain by abandoning their contracts, and to make provisions in cases where the state would be greatly a loser by the abandonment of a contract, that any such con-

tract shall be completed; and that then all work on any line shall cease until the time that may be provided for by such bill.

Mr. Evans moved to strike out so much as relates to instructing the committee to "report a bill," and insert, "inquire into the expediency of;"

Which resolution and pending amendment were,

On motion of Mr. —,

Laid on the table.

On motion of Mr. Smith,

Resolved, That the judiciary committee be instructed to inquire into the expediency of amending the probate law, so that in all cases where female minors become *femes covert* by and with the consent of their parents or guardians, said *femes covert* be made capable in law to take possession of any and all estates to which they would be entitled, if they had arrived to the age of twenty-one years.

Mr. Jones moved the adoption of the following resolution:

Resolved, That the committee of ways and means be instructed to report a bill, pledging the 3 per cent. fund for the payment of the interest on loans effected, or hereafter to be effected, for the purposes of internal improvement; and also to report a bill funding the surplus revenue, and appropriating the interest thereof to the payment of in on loans effected, or hereafter to be effected, for the purposes of internal improvement.

Which was,

On motion,

Laid on the table.

On motion of Depaw,

Resolved, That the committee on education be instructed to inquire into the expediency of so amending the existing laws on the subject of common schools, as to prescribe the mode, and authorise the preservation of an equitable share of the available proceeds arising from the 16th section, as school lands; and also, an equitable share of the common school revenue, for the use of such school districts, in any township as may not at the usual time of making distribution of said funds, happen to have a school in operation.

On motion of Mr. Burns,

Resolved, That the committee of ways and means be instructed to inquire into the expediency of repealing the act, amendatory to the act, of February 1st, 1831, regulating the interest of money in the state of Indiana, approved Feb. 2d, 1833.

On motion of Mr. Hubbard,

Resolved, That the committee of ways and means be instructed to inquire into the expediency of repealing so much of the revenue law, passed at the last session of the General Assembly, as appropriates twelve and a half cents of each poll tax to the purposes of education.

On motion of Mr. Elder,

Resolved, That the committee on education be instructed, to inquire into the expediency of incorporating or establishing by law, a State Asylum, for the benefit of the deaf and dumb.

On motion of Mr. Nicholls,

The resolution on the subject of the surplus revenue, laid on the table on yesterday, was taken up and adopted.

On motion of Mr. Cook,

Resolved, That the committee of ways and means be instructed to inquire into the expediency of providing by law, for the election of one or more county Auditors, whose duty it shall be to audit the public accounts of each county, and settle with county commissioners, or the boards doing county business.

On motion of Mr. Burk,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of providing by law, means to compensate the fund commissioners for time spent in negotiating loans, or other duties required under the internal improvement act of last session.

On motion of Mr. Thornton,

Resolved, That the judiciary committee be instructed to inquire into the expediency of amending the act "regulating the jurisdiction and duties of Justices of the peace," approved February 10th, 1831, so as to provide, that a failure on the part of the Justice of the peace, from whose judgment an appeal may have been taken, to file the appeal papers in such case within twenty days after taking such appeal, shall not operate to prevent the circuit court from taking cognizance of such appeal; and also to inquire into the expediency of so amending the said act, as to provide that it shall be the duty of the appellant to file the appeal papers in such case, instead of the Justice.

On motion of Mr. Vandever,

Resolved, That the committee on canals and internal improvements inquire into the expediency of providing by law for the subscription of stock by the State to the Leavenworth and Bloomington rail road company, to the amount of one hundred shares, and further to provide for the payment of the survey made to said company.

Mr. Odell moved the adoption of the following resolution:

Resolved, That the committee on elections be instructed to inquire into the propriety of so amending the law regulating general elections, as to confine the voters of each township to vote in the townships in which they reside.

Which was not adopted.

On motion of Mr. Morris,

Resolved, That the judiciary committee inquire whether under the existing laws of the state, an assignment of a certificate for Michigan road or canal lands, dispossesses the wife of an assignor of her right to dower in the lands conveyed by such assignment,

On motion of Mr. Hubbard,

Resolved, That the Secretary of State be directed to index the journals of this House, as heretofore; also, the documentary journal of this House, and upon the same conditions as heretofore.

Mr. Matthews moved the adoption of the following resolution:

Resolved, That this House will, the Senate concurring therein, ad-

journ, *sine die*, on the 25th of January next, and that the Senate be informed thereof, and a similar resolution on their part requested.

Which was,

On motion of Mr. Howell,

Laid on the table.

On motion of Mr. Evans,

Resolved, That the committee on canals and internal improvements inquire into the expediency of punishing by fine and imprisonment, any member of the board of internal improvement, who shall appropriate any of the funds of the state to his own private use.

On motion of Mr. Burton,

Resolved, That the committee of ways and means be instructed to inquire into the expediency of printing and distributing to each of the officers of overseers of the poor, a copy of the law defining their powers and duties.

On motion of Mr. Burns,

Resolved, That the judiciary committee be instructed to inquire into the constitutionality and expediency of enacting a law, making testimony legal and admissible on trials of the right of property, where such proof relate to words spoken by the execution defendant, which words go to prove corruption in any sale, by which the claimant may claim said property.

On motion of Mr. Cook,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of repealing the thirteenth section of an act entitled, "an act to provide for a general system of internal improvement," approved January 27th, 1836, or so much thereof, as gives the board of internal improvement, or any member thereof, the unrestricted right to check upon fund commissioners.

On motion of Mr. Conner,

Resolved, That the Board of internal improvement be requested to lay before this House, a statement of the amount of interest that will be required, to pay the interest yearly on all loans that will be required to be made, in order to complete the works authorised by the act of internal improvement of January, 1836, until the time said works are completed.

On motion of Mr. Sands,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of accepting the compromise proposed by the Leavenworth and Bloomington rail road company.

Mr. Haymond introduced

A joint resolution, No. 104, on the subject of steam navigation in the United States;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Evans introduced

A bill, No. 105--To legalize the sale of school lands in Fountain county;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Jones introduced

A bill, No. 106—To incorporate the Evansville Manufacturing and Dry Dock Company;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. James introduced

A bill, No. 107—Supplemental to an act entitled, "An act to provide for a general system of internal improvements," (approved January 27th, 1836;)

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Henderson introduced

A bill, No. 108—Authorising the survey of a canal from Columbus, in Bartholomew county, to New Castle, in Henry county;

Mr. Smith introduced

A bill, No. 109—Supplemental to an act entitled, "An act to provide for a general system of internal improvements," (approved Jan. 27th, 1836;)

Mr. Morris introduced

A bill, No. 110—To amend an act to incorporate the town of Indianapolis;

Mr. Bennett introduced

A bill, No. 111—To appropriate two hundred thousand dollars for the commencement and construction of a Macadamized turnpike road from Connersville *via* Brownsville and Liberty, to the state line;

Which were severally read the first time, and passed to a second reading on to-morrow.

And the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

Mr. Eckles introduced

A bill, No. 112—Supplemental to an act to provide for a general system of internal improvements;

Mr. Newell introduced

A bill, No. 113—To locate a state road from Lockport, in Carroll county, to Monticello, in White county;

Mr. Breeze introduced

A bill, No. 114—To locate a certain state road;

Which were severally read the first time, and passed to a second reading on to-morrow.

On motion of Mr. Morris,

Bill, No. 51—To authorise the sale of certain lots in the town of Indianapolis, and for other purposes;

Was taken from the table, and read a second time, and

Ordered, To be engrossed for a third reading.

The House then proceeded to the consideration of the orders of the day.

Bill, No. 60—To change the mode of doing county business in the county of Gibson;

Also, a joint resolution, No. 61, relative to the White Water canal;
Were severally read the second time, and

On motion,

Laid on the table.

Bill, No. 62—To incorporate certain turnpike companies therein named;

Was read a second time, and

Referred to the committee on corporations.

Bill, No. 64—For the relief of J. B. Richardsville and Francis Godfrey;

Was read a second time, and

Committed to the committee on the judiciary.

Bill, No. 65—To amend an act entitled "an act for the appointment of county surveyors and their deputies;

Was read the second time, when,

Mr. Porter moved to amend the 4th section, by striking out the words "county treasurer, upon the order made by the board doing county business;" and inserting—"persons procuring said corners to be perpetuated;"

Which amendment was not adopted.

The said bill was then,

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 66—Authorising the location of a state road from Corydon to New Amsterdam, in Harrison county;

Read a second time, and

Referred to the committee on roads.

Joint resolution, No. 67, relative to the Bank of the United States;

Was read a second time, and

On motion,

Laid on the table.

Joint resolution, No. 68, on the subject of the Cumberland road;

Was read a second time, and referred to a select committee consisting of Messrs. Matthews, Morris, and Hubbard.

Bill, No. 69—Appropriating a certain portion of the 3 per cent. fund, in Hancock county; and

Bill, No. 70—For the relief of Charles Woodward, collector of Jefferson county;

Were severally read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 71—Directing the application of the 3 per cent. fund, in Putnam county, and for other purposes;

Was read a second time, and

Referred to a select committee of Messrs. Cunningham, Talbot, and Mahan.

Bill, No. 72—To repeal the 12th section of an act entitled, "an act in relation to state roads;

Was read a second time, and referred to the committee on roads.

Bill, No. 73—To amend the third section of an act to provide for an equitable mode of levying and collecting tax in this state;

Was read the second time, and

Referred to the committee of ways and means.

A joint resolution, No. 74, on the subject of declaring Evansville a port of entry;

Was read a second time, and

Referred to the same select committee from which it was reported.

Ordered, That Mr. Miller be added to that committee.

Joint resolution, No. 75, on the subject of a feeder taken out of the Tippecanoe river; and

Joint resolution, No. 76, relative to the officers of the State Bank and Branches;

Were severally read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 77—To incorporate the Troy Queensware Manufacturing company;

Was read a second time, and

Referred to the committee on corporations.

On motion,

Mr. Huckleby was added to that committee.

Bill, No. 78—To amend an act entitled, "an act for assessing and collecting the revenue;"

Was read a second time, and

Referred to the committee of ways and means.

Bill, No. 79—To incorporate the New Amsterdam manufacturing company;

Was read a second time, and

Referred to the committee on corporations.

Bill, No. 80—To change the mode of doing county business in the county of Huntington;

Was read a second time, and

Laid on the table.

Bill, No. 81—To provide for a uniform mode of doing county business in this state, and the jurisdiction of Justices of the peace;

Was read a second time, and committed to a committee of the whole House, and made the order of the day for Monday next.

Bill, No. 83—To incorporate the Mount Carmel and New Albany rail road company;

Was read a second time, and referred to the committee on corporations.

No. 84—To organize the county of De Kalb;

Was read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

No. 85—To incorporate the Fort Wayne and Maumee bridge company;

Was read a second time, and referred to the committee on corporations.

No. 86—To change the name of Lakeport to Hudson;”

Was read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 3, of the Senate—To amend “an act to authorise certain persons therein named to erect a dam across the St. Joseph river,”

Was read a second time, and referred to the committee on the judiciary.

Bill, of the Senate, No. 6—Authorising the election of Trustees of the Library, in Pike county, and for other purposes;

Was read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Joint resolution of the Senate, No. 16, relative to passing a pre-emption law by Congress;

Was read a second time, and,

On motion of Mr. Morris,

The said joint resolution was indefinitely postponed.

Bill of the Senate, No. 9—For the relief of James Sutflin;

Was read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Joint resolution of the Senate, No. 52, in relation to the publication of a certain law;

Was read a second time, and

Referred to a select committee of Messrs. Stapp, McCarty of P. & N. and Maxson.

Bill of the Senate, No. 47—To incorporate the Trustees of the Indiana Asbury University;

Was read a second time, and referred to the committee on education.

And the House adjourned until to-morrow morning, 9 o'clock.

THURSDAY MORNING, Dec. 29th, 9 o'clock.

The House met pursuant to adjournment.

Mr. Briggs presented the petition of the members of the Carlisle school society, praying for a portion of the fund belonging to township 6, in range 9 west, in Sullivan county;

Which was read, and referred to a select committee of Messrs. Briggs, Brown of S. and Dowling.

Mr. Fitch presented the petition of sundry citizens, praying the location of a certain state road therein named;

Which was read, and referred to the committee on roads.

Mr. Bloomfield presented the petition of William Chappell and

others, praying the vacation of a part of a certain state road;
Which was read, and referred to a select committee of Messrs. Bloomfield, Curtis, and Smith.

Mr. Vanmatre presented the petition of sundry citizens of Henry and Delaware counties, praying the location of a certain state road;
Which was read, and referred to the committee on roads.

Mr. Stapp, from the committee on the judiciary, reported

A joint resolution, No. 115, on the subject of revising the laws;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Stapp, from the committee on corporations, to which had been committed a bill, No. 62, to incorporate certain turnpike companies therein named, reported the same back with an amendment.

Which was read and concurred in.

The bill, as amended, was then read a second time, and,

On motion of Mr. Brown of T.

Committed to a committee of the whole House, and made the order of the day for to-morrow.

Mr. Brown of T. made the following report:

The select committee to whom was referred the memorial of Thomas T. Benbridge and others, citizens of the county of Tippecanoe, praying for an alteration of the law regulating the jurisdiction of Justices of the peace in said county, have had the same under their consideration, and now report to the House a bill, in accordance with the prayer of the petitioners, entitled a

Bill, No. 116—To regulate the jurisdiction of Justices of the peace, in the county of Tippecanoe;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Jones made the following report:

The select committee to which was referred a joint resolution of the House, entitled

No. 46—A joint resolution of the General Assembly of the state of Indiana, in relation to Ports of entry;

Have had the same under their consideration, and have instructed me to report the same with an amendment, in which the concurrence of the House is requested.

The amendment was read and concurred in.

The bill, as amended, was then read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Mr. Marshall of Jefferson, from the select committee on that subject, reported

A bill, No. 117—To amend the charter of the Vevay Seminary;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Burk, from the select committee on that subject, reported

A bill, No. 118—To provide for establishing the southern line of Wells county; also,

A bill, No. 119—To provide for establishing the western boundary line of Jay county;

Which were severally read the first time, and passed to a second reading on to-morrow.

Mr. Depaw, from the select committee on that subject, reported

A bill, No. 120—To encourage the apprehension of horse thieves and other fugitives from justice, in the county of Washington;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Jones made the following report:

MR. SPEAKER:

The select committee to which was referred a joint resolution of this House, entitled No. 74, a joint resolution upon the subject of declaring Evansville a port of entry, have had the same under consideration, and have instructed me to report the same back to this House without any amendment;

Which was read a second time, and laid on the table.

The Speaker laid before the House a communication from the State Board of Agriculture;

Which was read, and referred to the committee on Agriculture.

Mr. Morris made the following report:

MR. SPEAKER—

The select committee to which was referred the memorial and joint resolution of the House, (No. 68,) on the subject of the Cumberland road, have had the same under consideration, and made one amendment, in which they ask the concurrence of the House.

The amendment was then read, and concurred in.

The joint resolution, as amended, was read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Mr. Shook offered for adoption the following resolution:

Resolved, That the committee of ways and means be instructed to inquire into the expediency of so amending the first section of the act, to provide for an equitable mode of levying the taxes of this state, so as to include in the words "personal property" all notes of hand that is drawing interest and considered good;

Which was not adopted.

Mr. Baird introduced

A joint resolution, No. 121, on the subject of the late order of the Secretary of the Treasury of the United States, in relation to monies receivable in payment of public lands;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Proffitt introduced

A bill, No. 122—To repeal part of the act to provide for a general system of internal improvement;

Which was read, when

Mr. Vandever moved to reject said bill;

And the ayes and noes being demanded by Messrs. Vandever and Proffitt,

Those who voted in the affirmative were,

Messrs. Baird, Bennett, Berry, Bloomfield, Boon, Breeze, Brown of S. Brown of T. Burk, Burton, Chambers, Conner, Cook, Cunningham, Curry, Curtis, Depaw, Eckles, Evans, Fitch, Gird, Hanna of C., Haymond, Hood, Hubbard, Jackson, Jones, Lee of B. Long, Longley, Macey, Mahan, Marshall of Jackson, Matthews, Maxson, McCarty of F. McCarty of P. & N. McIntire, McKinney, Morris, Odell, Powell, Reeve, Riley, Rockhill, Rush, Smith, Stapp, Strain, Talbott, Thornton, Vandever, Vanmetre, Williams, Wines of G. & W. Winship, and Mr. Speaker--56.

Those who voted in the negative were,

Messrs. Armstrong, Briggs, Burns, Dunn, Ferguson, Gale, Graham, Hanna of M. Henderson, Hoobler, Howell, Huckleby, James, Lusk, Mace, Marshall of Jefferson, Nicholls, Owen, Pepper, Porter, Posey, Proffitt, Shook, Steele, Storm, Walpole, Wright, and Zenor--28.

So said bill was rejected.

And then the House adjourned, until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

Mr. Cook, from the select committee on that subject, reported

A bill, No. 123--To locate a state road from Germantown to Flat Branch;

Which was read the first and second times, and referred to the committee on roads.

Mr. Long introduced

A bill, No. 124--To legalize the election of a Probate Judge in Kosciusko county;

Which was read a first time, and passed to a second reading on to-morrow.

Mr. Depaw introduced

A bill, No. 125--Authorising the board of county commissioners of Washington county, to fund at interest certain monies therein named;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. James introduced

A bill, No. 126--Supplemental to an act to provide for a general system of internal improvement, (approved Jan. 27th, 1836;)

Which was read the first time, and passed to a second reading on to-morrow.

The House then proceeded to the consideration of the orders of the day.

Bill, No. 51—To authorise the sale of certain lots in Indianapolis, and for other purposes;

Was read a third time, and laid on the table.

Bill, No. 55—To form a new county out of the county of Dearborn;

Was read a third time, and on the question,

Shall said bill pass?

The ayes and noes being demanded by Messrs. Powell and Vandever,

And those who voted in the affirmative were,

Messrs. Baird, Boon, Briggs, Brown of S. Brown of T. Burk, Burton, Conner, Cook, Crume, Cunningham, Depaw, Dunn, Eckles, Evans, Ferguson, Fitch, Graham, Guard, Hanna of C. Hanna of M. Haymond, Hoobler, Hood, Howell, Huckleby, Jackson, James, Lee of B. Long, Longley, Mace, Macey, Mahan, Marshall of Jackson, Miller, Myers, Odell, Owen, Pepper, Porter, Proffitt, Riley, Rockhill, Rush, Steele, Talbott, Wines of G. & W. Wright, Zenor, and Mr. Speaker—50.

And those who voted in the negative were,

Messrs. Bennett, Berry, Bloomfield, Curtis, Gale, Henderson, Hubbard, Jones, Lusk, McIntire, McKinney, Nicholls, Pabody, Powell, Reeve, Sands, Shook, Smith, Strain, Vandever, and Williams—20.

And so said bill passed.

On motion,

Leave of absence was granted to Messrs. Posey and Bloomfield, until Tuesday next.

Bill, No. 58—To incorporate the Lawrenceburgh and Napoleon turnpike company;

Bill, No. 65—To amend an act entitled, "an act for the appointment of county surveyors and their deputies;

Bill, No. 69—To appropriate a portion of the 3 per cent. fund, and for other purposes;

Bill, No. 70—For the relief of Charles Woodward, collector of Jefferson county;

No. 75—A joint resolution on the subject of a feeder taken out of Tippecanoe river;

No. 76—A joint resolution relative to the officers of the State Bank and Branches;

Bill, No. 84—To organize the county of De Kalb, and locating the county seat thereof;

Bill, No. 86—To change the name of Lakeport to Hudson;

Bills of the Senate, No. 9—For the relief of James Sutfield;

No. 6—Authorising the election of Trustees for the Pike County Library;

Were severally read the third time, and passed.

Ordered, That the Clerk carry said bills to the Senate, and ask their concurrence therein.

No. 87—A joint resolution on the subject of a mail route from Crawfordsville to Eugene, by way of Jacksonville and Gilderoy;

Was read a second time, and laid on the table.

No. 88—A bill supplemental to an act entitled, "an act to provide for a general system of internal improvements, (approved January 27th, 1836;")

No. 89—Supplemental to an act entitled, "an act to provide for a general system of internal improvements, (approved, Jan. 27th, 1836;")

Were severally read the second time, and referred to the committee on canals and internal improvements.

Bill, No. 90—Supplemental to an act entitled "an act to provide for a general system of internal improvements, approved Jan. 27th, 1836."

Was read a second time, and referred to a select committee of Messrs. Fitch, Armstrong, and Marshall of Jackson.

Bill, No. 91—To exempt Librarians of county Libraries from doing militia duty;

Was read a second time, and referred to the committee on military affairs.

No. 92—Supplemental to an act entitled, "an act to provide for a general system of internal improvements;"

Was read a second time, and referred to the committee on canals and internal improvements.

No. 93—To repeal an act incorporating the townships in Warren county;

Was read a second time, and passed to a third reading on to-morrow.

No. 94—To locate a state road from the county seat of Huntington county, to intersect the Michigan road in the direction to Laporte;

Was read a second time, and referred to the committee on roads.

No. 95—Supplemental to an act authorising the Agent of State, to make a deed to a certain lot of land adjoining Indianapolis, called the brick yard lot, No. 3, but which should be lot No. 1, to Wilkes Reagan, approved Feb. 8th, 1833;

No. 96—To amend an act entitled, "an act to authorise the inhabitants of township eight, south of range two west, to sell their school lands," approved Feb. 1st, 1836;

Were severally read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

No. 97—To authorise the change of venue in certain cases therein named;

No. 98—To amend an act entitled, "an act for the encouragement of Agriculture;"

No. 99—To incorporate the Williamsport and Warren county bridge company;

Were severally read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

No. 100—To provide for the draining of Lost creek, in Vigo county;

Was read a second time, and referred to the committee on the judiciary;

No. 101—To appropriate apart of the three per cent. fund in Monroe county;

Was read a second time, and referred to the committee on roads.

No. 102—For the relief of Westley Stroud;

Was read a second time, when,

Mr. Briggs moved to postpone said bill indefinitely;

And the ayes and noes being demanded thereon, by Messrs. Vandever and Briggs,

Those who voted in the affirmative were,

Messrs. Armstrong, Baird, Bennett, Briggs, Breeze, Brown of S. Brown of T. Burk, Burton, Chambers, Conner, Cook, Cunningham, Curry, Curtis, Depaw, Eckles, Ferguson, Fitch, Gale, Gird, Hanna of C. Haymond, Henderson, Hoobler, Hood, Howell, Hubbard, Jackson, James, Jones, Long, Longley, Lusk, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McCarty of P & N. McIntire, Myers, Nicholls, Odell, Pabody, Pepper, Potter, Riley, Rockhill, Rush, Sands, Shook, Smith, Steele, Storm, Strain, Talbott, Thornton, Walpole, Williams, Wines of G. & W. Wright, Zenor and Mr. Speaker—66.

Those who voted in the negative were,

Messrs. Berry, Boon, Burns, Crume, Dunn, Graham, Huckleby, Lee of B. McKinney, Miller, Morris, Powell, Proffitt, Reeve, Stapp, Vandever, and Vanmetre—17.

And so said bill was indefinitely postponed.

Joint resolution, No. 104, on the subject of steam navigation in the United States;

Was read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Mr. Huckleby asked and obtained leave to introduce a bill,

No. 127—To revive and continue in force an act entitled, "an act to incorporate the town of Rome;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. McCarty of P. & N. asked and obtained leave to introduce a bill,

No. 128—To locate a state road from Portersville, in a direction to Chicago;

Which was read the first time, and passed to a second reading on to-morrow.

Bill, No. 105—To legalize certain sales of school lands in Fountain county;

Was read a second time, and referred to a select committee of Messrs. Evans and Howell.

No. 106—Supplemental to an act entitled, "an act to provide for a general system of internal improvement," approved January 27th, 1836;"

Was read a second time, and referred to the committee on canals and internal improvements.

No. 107—To incorporate the Evansville Manufacturing and Dry Dock Company;

Was read a second time, and referred to the committee on corporations.

No. 108—Authorising the survey of a canal from Columbus to New Castle;

Was read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

No. 109—Supplemental to an act entitled, "An act to provide for a general system of internal improvements,"

Was read a second time, and referred to the committee on canals and internal improvements.

No. 110—To amend an act to incorporate the town of Indianapolis;

Was read a second time, and referred to the committee on corporations.

No. 111—To appropriate two hundred thousand dollars for the commencement and construction of a Macadamized turnpike road from Connersville *via* Brownsville and Liberty, to the Ohio state line;

Was read a second time, and referred to the committee on canals and internal improvements.

No. 112—Supplemental to an act entitled, "an act to provide for a general system of internal improvements," (approved Jan. 27th, 1836.)

Was read a second time, and referred to the committee on canals and internal improvements.

No. 113—To locate a state road from Lockport, in Carroll county, to Monticello, in White county;

No. 114—To establish a certain state road therein named;

Were severally read a second time, and referred to the committee on roads.

On motion of Mr. Brown of T.

Resolved, That the commissioners of the canal fund be requested to report to this House, a tabular statement of all sums of money by them at any time borrowed in the name of, or in behalf of, the State—of whom borrowed—exhibiting the amounts and dates of the loans—for what purposes they have been effected, and how the amount expended has been applied.

Mr. Brown asked and obtained leave of absence for Mr. Odell, until Wednesday next.

Mr. Evans moved that the House now adjourn, until Monday morning, 9 o'clock.

And the ayes and noes being demanded by Messrs. Evans and Eckles,

Those who voted in the affirmative are,

Messrs. Baird, Bloomfield, Briggs, Brown of S. Brown of T. Burns, Conner, Curry, Eckles, Ferguson, Fitch, Haymond, Hubbard, Jones, Macey, Nicholls, Odell, Porter, Proffitt, Thornton, Vandever, Wines of G. & W. Zenor and Mr. Speaker—24.

Those who voted in the negative are,

Messrs. Armstrong, Bennett, Berry, Boon, Breeze, Burton, Chambers, Cook, Crume, Cunningham, Curtis, Depaw, Dunn, Evans, Gale, Gird, Graham, Hanna of C. Henderson, Hoobler, Hood, Howell, Huckleby, Jackson, James, Lee of B. Long, Longley, Lusk, Mahan, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McCarty of P. & N. McIntire, McKinney, Morris, Myers, Owen, Pabody, Pepper, Powell, Reeve, Riley, Rockhill, Rush, Sands, Shook, Smith, Stapp, Steele, Storm, Strain, Talbott, Vanmetre, Walpole, Williams, and Wright—59.

And the House did not adjourn.

Mr. Pepper moved that this House adjourn until to-morrow morning, 9 o'clock.

And the ayes and noes being demanded by Messrs. Eckles and Proffitt,

And those who voted in the affirmative were,

Messrs. Armstrong, Bennett, Berry, Bloomfield, Burton, Chambers, Cook, Cunningham, Ferguson, Gale, Gird, Hanna of C. Henderson, Hubbard, Jackson, Long, Lusk, Marshall of Jackson, McCarty of F. McCarty of P. & N. McKinney, Morris, Owen, Pabody, Porter, Reeve, Riley, Shook, Stapp, and Vanmetre—30.

And those who voted in the negative were,

Messrs. Baird, Boon, Briggs, Brown of S. Brown of T. Burns, Conner, Crume, Curry, Curtis, Dunn, Eckles, Evans, Fitch, Graham, Haymond, Hood, Howell, Huckleby, Jones, Lee of B. Longley, Macey, Mahan, Marshall of Jefferson, Matthews, Maxson, McIntire, Miller, Myers, Nicholls, Odell, Pepper, Powell, Proffitt, Rush, Sands, Smith, Steele, Storm, Strain, Thornton, Vandever, Walpole, Williams, Wines of G. & W. Wright, Zenor, and Mr. Speaker—50.

So said motion was decided in the negative.

Mr. Evans moved that this House adjourn until Monday morning, 9 o'clock.

And the ayes and noes being demanded by Messrs. Evans and Eckles,

Those who voted in the affirmative were,

Messrs. Baird, Briggs, Brown of S. Brown of T. Conner, Curry, Curtis, Depaw, Eckles, Evans, Fitch, Haymond, Hood, Hubbard, Jones, Lee of B. Macey, Marshall of Jackson, Marshall of Jefferson, McKinney, Nicholls, Odell, Pabody, Porter, Powell, Proffitt, Riley, Stapp, Steele, Storm, Thornton, Vandever, Wines of G. & W. Zenor, and Mr. Speaker—36.

Those who voted in the negative were,

Messrs. Armstrong, Bennett, Berry, Boon, Breeze, Burton, Chambers, Cook, Crume, Cunningham, Dunn, Ferguson, Gale, Gird, Graham, Hanna of C., Henderson, Howell, Huckleby, Jackson, Long, Longley, Lusk, Mahan, Matthews, Maxson, McCarty of F. McCarty of P. & N. McIntire, Miller, Morris, Myers, Owen, Pepper, Reeve, Rush, Sands, Shook, Smith, Strain, Talbott, Walpole, Williams, and Wright—43.

So said motion was lost.

Mr. Dunn moved to adjourn until to-morrow morning, 9 o'clock.

And the ayes and noes being demanded by Messrs. Strain and Burton,

Those who voted in the affirmative, are

Messrs. Armstrong, Bennett, Berry, Breeze, Chambers, Cook, Curtis, Depaw, Dunn, Ferguson, Gale, Gird, Graham, Hanna of C. Henderson, Hoobler, Howell, Hubbard, Jackson, Long, Longley, Lusk, Matthews, Maxson, McCarty of F. McCarty of P. & N. Miller, Morris, Owen, Pabody, Pepper Powell. Reeve, Riley, Sands, Shook, Stapp, Steele, Williams, and Wright—40.

And those who voted in the negative, are

Messrs. Baird, Boon, Briggs, Brown of S. Brown of T. Burns, Burton, Conner, Crume, Cunningham, Curry, Eckles, Evans, Fitch, Haymond, Hood, Huckleby, James, Jones, Lee of B. Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, McIntire, McKinney, Myers, Nicholls, Odell, Porter, Proffitt, Rush, Smith, Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Wines of G & W. Zenor, and Mr. Speaker—43.

And so said motion did not prevail.

Mr. Vandever offered for adoption the following resolution:

Resolved, That when this House adjourns to-morrow morning, it will adjourn to meet again on Monday morning next, at 9 o'clock.

The ayes and noes being demanded by Messrs. Evans and Eckles,

Those who voted in the affirmative are,

Messrs. Baird, Briggs, Brown of S. Brown of T. Burns, Burton, Conner, Crume, Curry, Depaw, Eckles, Evans, Fitch, Haymond, Hoobler, Hood, Hubbard, Jackson, James, Jones, Lee of B. Long, Macey, Marshall of Jackson, Marshall of Jefferson, McCarty of F. McIntire, McKinney, Nicholls, Odell, Owen, Proffitt, Reeve, Riley, Stapp, Steele, Thornton, Vandever, Wines of G. & W. Zenor, and Mr. Speaker—41.

And those who voted in the negative are,

Messrs. Armstrong, Bennett, Berry, Boon, Breeze, Chambers, Cook, Cunningham, Curtis, Dunn, Gale, Gird, Graham, Hanna of C. Henderson, Howell, Huckleby, Longley, Lusk, Mahan, Matthews, Maxson, McCarty of P. & N. Miller, Morris, Myers, Pepper, Porter, Rush, Sands, Shook, Smith, Storm, Strain, Talbott, Williams, & Wright—37.

So said resolution was adopted.

And the House adjourned until to-morrow morning, 9 o'clock.

—o—

FRIDAY MORNING, Dec. 30th, 9 o'clock.

The House met pursuant to adjournment.

The Speaker laid before the House the remonstrance of William Crutchfield and others, against any change in the Jeffersonville and Crawfordsville rail road;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Eckles, from the joint committee on enrolled bills, reported

That they did this day present to His Excellency, the Governor, for his approval and signature, an enrolled bill (No. 63,) of the House of Representatives, entitled,

An act to authorise Ezra Baker, jun'r. to build a mill dam near Coffee Island, on the Wabash river.

Mr. Hanna of C. presented the petition of sundry citizens of Tippecanoe and Carroll counties, praying the location of a certain state road;

Which was read, and referred to a select committee of Messrs. Hanna of C. Odell, and Brown of T.

Mr. Cunningham presented the remonstrance of John Standee and others, against any change in the Jeffersonville and Crawfordsville rail road;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Curry presented the remonstrance of sundry citizens against any change in the Madison and Lafayette rail road;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Hood presented the petitions of John D. Cuntz and Robert Potter, for relief in certain cases;

Which was read and referred to the committee on claims.

Mr. Eckles presented the petition of William Tingle and others, praying that Spencer be made a point on the Jeffersonville and Crawfordsville rail road;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Stapp presented the petition of John Smock and others, praying that the surplus revenue, be appropriated to the purpose of Education;

Which was read and referred to the select committee of fourteen appointed on the Governor's Message, on that subject.

Mr. Briggs presented the petition of A. T. Ellis and others, on the subject of a Turnpike road from Vincennes to Terre Haute;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Gale presented the petition of Hugh Allison and others, praying the location of a certain state road;

Which was read, and referred to the committee on roads.

Mr. Briggs presented three several petitions on the subject of a Turnpike road from Vincennes to Terre Haute;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Burk presented the petition of sundry citizens of Huntington County, praying the construction of a mill dam across the Wabash river;

Which was read, and referred to a select committee of Messrs. Burk, Wines of G. & W. and Crume.

Mr. Eckles presented the petition of J. G. Stevenson and others, praying a certain road may be declared a state road;

Which was read, and referred to the same select committee to which a similar petition was heretofore referred.

Mr. Hoobler presented the petition of sundry citizens of Parke, Vermillion, and Warren counties, on the subject of a certain rail road;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Maxson presented the petition of sundry citizens of Lake, Porter, and Laporte counties, praying the location of a certain state road;

Which was read, and referred to a select committee of Messrs. Maxson, McCarty of P. & N. and Baird.

On motion of Mr. Briggs,

The petition heretofore laid on the table, in relation to the relocation of a certain state road;

Was taken up, and referred to a select committee of Messrs. Briggs, Myers, Brown of S. and Wines of V.

The following message was received from the Senate, by Mr. Test, their principal secretary:

MR. SPEAKER--

I am instructed by the Senate to inform the House of Representatives, that the Senate have passed engrossed bills of the House, entitled,

No. 6—An act to change the name of Mary Ann Elder Glasgo.

No. 9—An act to locate a state road from Bloomington to Bloomfield.

No. 15—An act to change the name of the town of Portersville, in Porter county, to that of Valparaiso.

They have also passed engrossed bills of the Senate, and joint resolutions and memorials, entitled as follows:

No. 8—An act to legalize the election of a Probate Judge, in Fulton county.

No. 10—A joint resolution relative to constructing a harbor at Lake Michigan.

No. 13—An act for the relief of George Brodrick.

No. 15—An act to legalize the election and acts of H. P. De Bruler as Probate Judge, in the county of Pike.

No. 18—A joint memorial of the General Assembly of the state of Indiana, on the subject of the Cumberland road.

No. 20—A joint resolution relative to the appointment of a commissioner to adjust the boundary line between the states of Ohio and Indiana.

No. 25—An act to organize the county of Steuben.

No. 26—An act to organize Lake county.

No. 42—An act to incorporate the Carroll county Seminary.

No. 61—A joint resolution in relation to the improvement of the Wabash river, and to authorise a compact with the state of Illinois.

And an act to incorporate the Laurel Savings Institution and Insurance company.

To all of which engrossed bills, joint resolutions and memorials of the Senate, the concurrence of the House is respectfully requested.

Bill of the Senate, No. 8—To legalize the election of probate Judge in Fulton county;

Was read the first time, and passed to a second reading on tomorrow.

No. 10—A joint resolution relative to constructing a harbor, at Lake Michigan;

Was read the first and (the rules of the House having first been dispensed with) second times, and laid on the table.

Bill, No. 13—For the relief of George Broodick;

No. 15—To legalize the election and acts of H. P. De Bruler, as Probate Judge in the county of Pike;

No. 18—A joint resolution on the subject of the Cumberland road;

No. 20—A joint resolution relative to the appointment of a commissioner to adjust the boundary line between the states of Ohio and Indiana;

No. 25—To organize the county of Steuben;

No. 26—To organize Lake county;

No. 42—To incorporate the Carroll county Seminary;

No. —To incorporate the Laurel Savings Institution and Insurance company;

Were severally read the first time, and passed to a second reading on Monday next.

Also, No. 61—A joint resolution in relation to the improvement of the Wabash river, and to authorise a compact with the state of Illinois;

Was (the rules of the House having first been dispensed with,) read the first and second times, and referred to the committee on canals and internal improvements.

Mr. Thornton, from the committee on education, made the following report:

MR. SPEAKER:

The committee on education to which was committed the enrolled bill of the Senate, No. 47, entitled "An act to incorporate the Trustees of the Indiana Asbury University," has, according to order, had the same under consideration, and has instructed me to report the same with one amendment; which is, by striking out after the words "fifty thousand dollars," in the 19th line of the 2d section, the words following—"any longer than until the time that such excess can be sold for a fair price;" in which amendment the concurrence of the House is requested.

Which was read, and concurred in.

The said bill was then read a third time, and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

Mr. Burton, from the committee on corporations to which was referred a bill, No. 77, to incorporate the Troy Queensware Manufacturing company, reported the same back without amendment.

The said bill was then read a second time, and

Ordered, To be engrossed for a third reading on Monday next.

Mr. Haymond made the following report:

MR. SPEAKER:

The select committee to which was re-committed the bill of the Senate, entitled a bill No. 2, to change the time of holding the courts

in part of the third judicial circuit, have had the same under consideration, and have directed me to report it back to the House with an amendment, in which they ask the concurrence of the House of Representatives.

Which was read and concurred in.

The said bill as amended was then read (the rules of the House having first been dispensed with,) a second and third times, and passed.

Ordered, That the Clerk carry it to the Senate for their concurrence therein.

Mr. Stapp made the following report:

MR. SPEAKER:

The select committee to which was referred a joint resolution of the Senate, (No. 52) in relation to the publication of a certain law, have had the same under their consideration, and directed me to report it to the House with one amendment.

Which was read and concurred in.

The bill as amended was then read a second time, and ordered to be engrossed for a third reading, and, the rules farther dispensed, was read a third time and passed.

Mr. Berry, from the select committee on that subject, reported a bill,

No. 129—To authorize Daniel A. Rawlings to sell certain real estate therein named;

Mr. Smith, from the select committee on that subject, reported a bill,

No. 130—To vacate a part of the Indianapolis, Centreville and Richmond state road;

Mr. Cook, from the select committee on that subject, reported a bill,

No. 131—To re-locate a part of the Indianapolis and Fort Wayne state road, and part of the Andersonstown state road;

Which were severally read the first time, and passed to a second reading on Monday next.

Mr. Talbott, from the select committee, to which was referred a bill, No. 71, directing the application of the 3 per cent. fund, in the county of Putnam, and for other purposes, reported the same back with an amendment;

Which was read and concurred in.

The said bill as amended, was then read a second time, and

Ordered, To be engrossed for a third reading on Monday next.

On motion of Mr. McCarty of F.

Resolved, That the committee of ways and means be instructed to inquire into the expediency of authorising the Clerks of the circuit courts of this State, to appoint assessors in all cases where the assessors appointed by the county boards shall fail or refuse to accept of such appointments, agreeably to the provisions of the 4th section of "an

act to provide for an equitable mode of levying the taxes of this state," and that said committee report by bill or otherwise.

On motion of Mr. Baird,

Resolved, That the committee on roads be instructed to inquire into the expediency of establishing a state road from South Bend, in St. Joseph county, upon the nearest and best route to Warsaw, in Kosciusko county; with leave to report by bill or otherwise.

On motion of Mr. Proffitt,

Resolved, That the board of internal improvement be requested to furnish this House with a statement of the contracts made at the late lettings of the public works, with a brief statement of terms of each contract, the name of the contractor, and the amount thereof.

On motion of Mr. Briggs,

Resolved, That a select committee of three from each of the 5th and 7th judicial circuits, be appointed to inquire into the expediency of forming a new judicial circuit out of the 5th and 7th circuits; with leave to report by bill or otherwise.

Ordered, That Messrs. Briggs, Dowling, Eckles, Morris, Matthews, and Nicholls, be that committee.

On motion of Mr. Burns,

Resolved, That the judiciary committee be instructed to inquire into the expediency of reporting a bill giving to each judicial circuit in this state, three terms in each year, instead of two; with leave to report by bill or otherwise.

On motion of Mr. Eckles,

The following resolution was taken from the table, and adopted:

Resolved, That a select committee be appointed to inquire into the expediency of providing additional time for holding courts in the counties of Putnam, Owen and Monroe, and of changing the time of holding the courts in the county of Brown.

Ordered, That Messrs. Briggs, Dowling, Eckles, Morris, Matthews, and Nicholls, be that committee.

On motion of Mr. Cook,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of providing for the construction of a branch of canal from the great reservoir to Pendleton, via Huntsville, in Madison county, in case the Fall creek route from Andersontown to Indianapolis should not be ultimately adopted by the board of internal improvements.

On motion of Mr. Miller,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of authorising by law, the Treasurer of State to subscribe for one third of the capital stock in the Evansville and Vincennes rail road company, in and on behalf of the state of Indiana.

On motion of Mr. Hanna of C.

Resolved, That the committee on roads be instructed to inquire into the expediency of so amending the 49th section of an act for opening and repairing public roads and highways in this state, that supervisors

of roads shall have power to call out hands indiscriminately, till all roads, in each respective road district in this state, are put in complete repair annually.

On motion of Mr. Gird,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of amending that part of the 15th section of the internal improvement law of last session, (which provides that the auditor shall receive, for his increased duties, for clerk hire, a sum equal to the compensation paid by the fund commissioners to their secretary,) in such manner as to fix the compensation to the auditor in some more definite manner.

On motion of Mr. Reeve,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of constructing at the expense of the state, a Macadamized turnpike road from Rushville, Rush county, to some point on the White Water canal, in the direction of the city of Cincinnati, Ohio.

On motion of Mr. Long,

Resolved, That the committee on roads be instructed to inquire into the expediency of amending the road law, so as to cause cartways to be opened and repaired as other roads are.

On motion of Mr. Thornton,

Resolved, That the judiciary committee be instructed to inquire into the expediency of providing by law, for the publication of the decisions of the Supreme Court of this state, in a condensed form, which shall contain a succinct statement of the case, with the principal points of law arising therein, to be furnished and prepared by the Clerk of the Supreme Court, under the direction and supervision of the Judges of said court, and shall be printed and bound up with the acts of a general nature.

Mr. Smith introduced

A joint resolution, No. 132, on the subject of the 3 per cent. fund;

Which was read the first time, and passed to a second reading on Monday next.

Mr. Vandever introduced a bill,

No. 133—To appropriate a part of the three per cent. fund, in Orange county;

Mr. Jackson introduced a bill,

No. 134—To locate a state road from Warsaw, in Kosciusko county, to Lima, in Lagrange county;

Mr. Storm introduced a bill,

No. 135—To incorporate the Bloomfield and White river Insurance company;

Mr. Nicholls introduced a bill,

No. 136—Amendatory of an act regulating the practice in suits at law;

Mr. Storm introduced a bill,

No. 137—To incorporate the White river bridge company;

Which were severally read the first time, and passed to a second reading on Monday next.

And the House adjourned until Monday morning, 9 o'clock.

MONDAY MORNING, January 2d, 1837.

The House met pursuant to adjournment.

The Speaker laid before the House a communication from the Trustees of the Hanover College;

Which was read, and referred to the committee on education.

Ordered, That two hundred copies thereof be printed.

Mr. Haymond presented the petition of George Holland and others, praying for the incorporation of an Insurance company at Brookville;

Which was read, and referred to a select committee of Messrs. Haymond, and McCarty of F.

Mr. Evans presented the petition of William Crumpton and others, praying a charter for the Fountain county Fire, Marine, and Life Insurance company;

Which was read, and referred to a select committee of Messrs. Evans, McIntire, and Mace.

Mr. Mace presented the petition of sundry citizens of Warren county, praying the location of a certain state road;

Which was read, and referred to the committee on roads.

Mr. Mace presented a communication from John Stephenson on the subject of a Lunatic hospital;

Which was read, and referred to the committee on corporations.

Mr. Depaw presented a communication in relation to the Salem Presbyterian church;

Which was read, and referred to a select committee heretofore appointed on the same subject.

Mr. Hanna of C. presented the petition of James H. Stewart and others, praying the location of a state road from Marion to Delphi;

Which was read, and referred to the committee on roads.

Mr. Brown of S. presented the petition of sundry citizens on the subject of a turnpike road from Vincennes to Terre Haute;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Marshall of Jefferson, presented the petition of sundry citizens of Switzerland county on the subject of Ferries;

Which was read, and referred to a select committee of Messrs. Marshall of Jefferson, Chambers, and James.

Mr. Ferguson presented the petition of sundry citizens of Jeffersonville, in relation to the establishment of a Branch Bank;

Which was read, and referred to the committee on the State Bank.

Mr. Myers presented the petition of sundry citizens on the subject of a turnpike or Macadamized road from Vincennes to Terre Haute; Which was read, and referred to the committee on canals and internal improvements.

Mr. Burton presented the petition of Jesse McIntire and others, praying the location of a Macadamized road from Madison *via* Bloomington, Spencer, and Bowlinggreen, to Terre Haute;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Gale presented the petition of the citizens of Mongoquinong, praying that the name of said village may be changed to "Lima;"

Which was read, and referred to the committee on roads.

Mr. Lee of M. presented two several remonstrances of E. Rudicill and others, against any change in the Madison and Lafayette rail road;

Which were read, and referred to the committee on canals and internal improvements.

Mr. Nicholls presented the remonstrance of Beverly Bullard and others, against any change in the Madison and Lafayette rail road;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Curry presented two several remonstrances against any change in the Madison and Lafayette rail road;

Which were read, and referred to the committee on canals and internal improvements.

Mr. Curry presented the petition of the collector of Montgomery county;

Which was read, and referred to the committee of ways and means.

Mr. Newell presented the petition of sundry citizens of Carroll county, praying to be attached to the county of White;

Which was read, and referred to a select committee of Messrs. Newell, Hanna of C. and Winship.

The following message was received from His Excellency, the Governor, by Mr. Maguire, his private secretary:

MR. SPEAKER,

His Excellency, the Governor, did, on Saturday last, (the 17th inst.) approve and sign an act, which originated in the House of Representatives, entitled

"An act legalizing the assessment of the state and county revenue, of the county of Vanderburgh."

Mr. McCarty of F. made the following report:

MR. SPEAKER:

The committee of ways and means to which a resolution was referred instructing them to inquire into the expediency of amending an act, entitled "an act to enable the school commissioners of the several

counties of this state, to correct the returns of the collectors, approved, Feb. 1st, 1836," in such manner as to grant the school commissioners the power of correcting the returns of the collectors, in cases where lands are returned that were not taxable at that time;

Have, according to order, had the same under consideration, and have directed me to report a bill,

No. 138--Supplemental to an act to enable the school commissioners of the several counties of this state to correct the returns of the collectors--approved, Feb. 1st, 1836;"

Was read the first time, and passed to a second reading on tomorrow.

Mr. Crume made the following report:

The committee of ways and means to which was referred a resolution of the House, directing them to inquire into the expediency of amending that part of the revenue law that relates to collecting said revenue, in such manner as is suggested in the report of the Auditor, (to wit:) to have certain days fixed to meet the people in their respective townships, the collector advertising at least twenty days before the time they are to meet;

A resolution directing an inquiry into the expediency of causing one or more copies of the acts of the present General Assembly to be placed at the office of some Justice of the peace, in each township of the several counties of this state, for the use of the township officers who are not entitled to a copy of such acts;

A resolution to inquire into the expediency of providing by law that there shall be one Assessor appointed in each township in the several counties of this state, and that there shall be a day set apart, and that the people shall be bound to meet the assessor on that day, and in case of failure, that the assessor shall go and assess the property, and that the person so failing shall pay a double tax, and that the property taxed shall be paid to the assessor for his services, and that the board doing county business shall be authorised to allow said assessor reasonable compensation for his services;

A resolution inquiring into the expediency of so altering the present revenue law, as to make no property exempt from taxation, except so much as is exempt from execution;

A resolution directing an inquiry into the expediency of repealing the act, amendatory to the act, of February 1st, 1831, regulating the interest of money in the state of Indiana, approved February 2d, 1833;

A resolution directing an inquiry into the expediency of printing and distributing to each of the officers of Overseers of the poor, a copy of the law defining their powers and duties;

A resolution directing an inquiry into the expediency of amending the twenty-fifth section of the act for assessing and collecting the revenue, so as to make it the duty of the collector to pay over to the school commissioner of each county, that part of the revenue collected for township schools, and make it the duty of the school commissioner to pay the same to the trustees of each congressional district in their respective counties;

A resolution directing an inquiry into the expediency of repealing so much of the revenue law as exempts from taxation one hundred dollars worth of property, and specify what property, if any, shall be exempt from taxation;

And also, a petition of Jesse and James Morgan, trading under the firm of J. & J. Morgan, in Daviess county, praying relief, &c.,

Have had these several subjects under consideration, and after mature deliberation thereon, have directed me to report, that in their opinion, it is inexpedient to legislate on said subjects at this time, and ask to be discharged from the further consideration of the same.

Which was read and concurred in.

The following message was received from His Excellency, the Governor, by Mr. Maguire, his private secretary:

MR. SPEAKER--

The act to authorise Ezra Baker, jun'r. to build a mill dam near Coffee Island, on the Wabash river, has received the approbation and signature of the Governor.

Mr. Brown of T. made the following report:

MR. SPEAKER,

The judiciary committee to whom was referred a resolution of the House, directing them to inquire into the expediency of appointing a Commissioner of Deeds for the state of Indiana, have had the subject under their consideration, and report a bill,

No. 139—To authorise the Governor of the state to appoint commissioners for taking the acknowledment of deeds in other states;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Briggs made the following report:

The committee on the judiciary, to which was referred the following resolutions—

1. A resolution of inquiry, whether an assignment of a certificate for Michigan road or canal lands dispossesses the wife of an assignor of her right of dower;

2. A resolution inquiring into the constitutionality and expediency of making certain testimony legal on trials of the right of property;

3. A resolution inquiring into the constitutionality of Postmasters holding seats in the General Assembly;

4. A resolution inquiring into the expediency of authorising Clerks of the circuit courts, to issue executions upon transcripts filed in their offices, of judgments rendered in due form of law by Justices of the peace;

5. A resolution inquiring into the expediency of allowing female minors becoming femmes covert, to take possession of all estates to which they would be entitled if they had arrived at the age of twenty-one years;

Have had the same under their consideration, and have directed me to report, that in the opinion of the committee, it is inexpedient to legislate upon the same at this time.

6 They have also had under their consideration, bill No. 43, which was referred to them, being a bill to facilitate the execution of Deeds, and have directed me to report the same, with a request that said bill be indefinitely postponed.

The 1st, 2d, 3d, 4th, and 5th branches of said report were read and concurred in.

And, on the question of concurrence in the 6th and last branch,
The ayes and noes being demanded by Messrs. Burns and Evans,

And those who voted in the affirmative were,

Messrs. Armstrong, Bennett, Boon, Briggs, Breeze, Brown of S. Brown of T. Burk, Burton, Chambers, Conner, Cook, Crume, Cunningham, Curry, Curtis, Depaw, Ferguson, Fitch, Gird, Graham, Hanna of C. Hanna of M. Haymond, Heath, Henderson, Hood, Howell, Huckleby, Jackson, James, Jones, Lee of M. Lusk, Mace, Macey, Mahan, Marshall of Jefferson, McCarty of F. McCarty of P. & N. McIntire, McKinney, Miller, Morris, Myers, Newell, Nicholls, Owen, Pabody, Pepper, Porter, Powell, Proffitt, Reeve, Riley, Rockhill, Rush, Sands, Shook, Smith, Stapp, Steele, Storm, Talbott, Thornton, Vandever, Vanmeter, Watt, Williams, Wines of V. Winship, Zenor, and Mr. Speaker—73.

And those who voted in the negative were,

Messrs. Burns, Dunn, Evans, Gale, Lee of B. Long, Longley, Matthews, Maxson, Strain, and Wines of G. & W.—11.

So that branch of said report was concurred in.

Mr. Thornton made the following report:

MR. SPEAKER,

The committee on the judiciary to which was committed the resolution of this House, No. 20, directing an inquiry into the expediency

of "so amending the law on that subject, as to provide that certified copies of deeds and conveyances of real estate which have been regularly acknowledged or proved and recorded, shall be admitted in courts of justice as evidence, without further proof of the execution of the same; and also, that the law be further amended, so as to require all mortgages and bills of sale of personal property, to be recorded in the proper Recorder's office, within 30 days after the execution of the same," has, according to order, had the same under consideration, and have directed me to report a bill,

No. 140—Amendatory of an act entitled "an act for the prevention of frauds and perjuries, approved Jan. 24th, 1831;"

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Thornton, from the committee on education, made the following report, which was read and concurred in:

MR. SPEAKER,

The committee on education to which was committed the following resolutions of the House, viz:

No. 22—Directing an inquiry into the expediency of "providing by law, for authorising the inhabitants of any congressional township to erect and establish a county seminary or seminaries, within such congressional townships, and after such seminaries are completed, and a school in operation, to authorise the Trustees thereof to draw on the seminary fund of said county, for an equal and proportional part of said fund;"

No. 23—Directing an inquiry into the expediency of so amending the school law in such manner, as to allow the Trustees (in the different congressional townships,) power to divide the school districts in their respective townships, upon a petition from a majority of the voters of any one district, having due regard to remonstrances from the other districts, and the good of the whole township;

No. 31—Directing an inquiry into the expediency of "providing by law for the application of a portion of the surplus revenue of the United States, to aid the Indiana Teachers Seminary;" and

No. 35—Directing an inquiry into the expediency of "so amending the 12th section of the school law, approved February 2d, 1833, as to authorize the election of township Trustees at the April election, held for the election of constables and other township officers," has, according to order, had the same under consideration, and has directed me to report, that in the opinion of said committee, it is inexpedient to legislate upon the subject matter of said resolutions, in which the concurrence of the House is requested.

Mr. Bennett, from the committee on claims, made the following report:

The committee on claims to which was referred the claim of Solomon Lamb, Clerk of the circuit court of Perry county, for certain costs therein named, have considered and examined said claim, and have directed me to report, that, in their opinion, it is inexpedient to legislate upon this subject, and ask to be discharged from the further consideration thereof.

Which was read and concurred in.

Mr. Ferguson, made the following report:

MR. SPEAKER:

The committee on claims to whom was referred the claim of R. Schoonover for compensation for the transportation of certain public arms, have had the same under consideration, and have directed me to report, that the committee is not aware of any principle which would require their action on the subject. The committee will, however, suggest, that the claim aforesaid, if allowed, should be satisfied out of the contingent fund, as contemplated by law.

Which was read and concurred in.

Mr. Fitch, from the committee on roads, to which was referred a bill,

No. 48—To provide for the equal distribution of the three per cent. fund;

Reported the same back with amendments.

Which were read and concurred in.

The said bill, as amended, was then ordered to be engrossed for a third reading on to-morrow.

Mr. Evans made the following report:

MR. SPEAKER:

The committee on canals and internal improvements to which was committed a joint resolution, No. 61, entitled

"A joint resolution in relation to the improvement of the Wabash river, and to authorise a compact with the state of Illinois,"

Have had that subject under consideration, and have directed me to report the same to the House without amendment.

The said resolution was then read a second time, (the rules of the House being dispensed with) was read a third time, and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

Mr. Miller made the following report:

MR. SPEAKER,

The committee on corporations to which was referred a

Bill, No. 83—To incorporate the Mount Carmel and New Albany rail road company;

Have directed me to report the same back to the House without amendment.

The said bill was then read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Mr. Hanna of M. from the committee on corporations to which had been referred a bill,

No. 110—To amend the act to incorporate the town of Indianapolis;

Reported the same back with an amendment.

Which was read and concurred in.

The said bill, as amended, was then read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Mr. Walpole introduced a bill,

No. 141—To change the time of holding circuit courts in the fifth judicial circuit;

Was read the first and (the rules of the House having been dispensed with) second and third times, and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

On motion of Mr. Evans,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of abolishing the office of commissioner, to expend the monies on the improvement of the Wabash river, and place the unexpended money in his hands in the hands of the board of internal improvement.

On motion of Mr. Proffitt,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of constructing a turnpike road from the town of Evansville, in Vanderburgh county, to Princeton, Petersburg, and Washington, in Daviess county.

On motion of Mr. Proffitt,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of constructing a turnpike road from Paoli, *via* French Lick, Portersville, and Petersburg, to a point on the Wabash river, opposite Mount Carmel.

On motion of Mr. Bennett,

Resolved, That the committee of ways and means be instructed to inquire into the expediency of establishing, under the patronage of the State, a Lunatic Asylum.

On motion of Mr. Zenor,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of so amending the act organizing Probate courts. &c., as to provide that whenever the sale of any real estate belonging to the estate of a decedent, shall become necessary for the payment of debts, that the rents and profits thereof for seven years, shall first be exposed to sale, as in cases of sales under execution.

On motion of Mr. Boon,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of making some additional provisions for the detection of public defaulters.

On motion of Mr. Briggs,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of authorising the construction of a Macadamized or wooden turnpike road, from Bloomington, in Monroe county, by Bloomfield, in Green county, Caledonia, and New Lebanon, in Sullivan county, to Merom, in said Sullivan county.

On motion of Mr. Smith,

Resolved, That the committee on the State Bank be instructed to inquire into the expediency of depositing the amount of surplus revenue, to be received from the General Government, in the several branches of the State Bank in equal sums.—That said Branches of the State Bank be authorised to issue on the same, as on other Bank stock, said Branches being responsible to the State for a return of said revenue, when called for by the General Government. That the citizens of each county in each Branch district, have a similar preference in loaning their respective shares of said fund, as is given to the citizens of each township in a county in the business of the school fund—that the interest which may accrue be added to the sinking fund, and treated as such.

On motion of Mr. Brown of S.

Resolved, That the judiciary committee be instructed to inquire into the expediency of so amending the act, entitled “an act authorising the appointment of constables and defining their duties,” that the authority of a constable may extend to every part of the state, in apprehending persons escaping from justice—offenders against the revenue laws, or persons charged in criminal or state cases—untrammelled by any application to a Justice of the peace, in the county in which such offenders may be found.

On motion of Mr. Huckleby,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of constructing by law, a clay turnpike road from Troy, in Peru county, to Jasper, in Dubois county, by way of Petersburg, in Pike county, to intersect the Central canal.

On motion of Mr. Thornton,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of authorising the board of internal improvement, during the next ensuing summer, at the expense of the state, to cause a survey to be made of a clay turnpike road from Mauckport, by way of Laconia, Elizabeth, and the mouth of Knob creek, to New Albany.

On motion of Mr. Thornton,

Resolved, That the judiciary committee be instructed to inquire what amendment, if any, is necessary to the act “regulating the practice in chancery, approved February 10th, 1831,” and the “act regulating the practice in suits at law, approved January 29th, 1831.”

On motion of Mr. Sands,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of providing by law, for

the construction of a Macadamized turnpike road from the town of Leavenworth to the town of Jasper, in Dubois county.

On motion of Mr. Vanmetre,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of constructing a turnpike road, commencing at Madison, in Jefferson county, thence to Greensburgh, Decatur county; thence to Rushville, in Rush county; thence *via* Knightstown to New Castle, in Henry county; and thence to Muncietown, in Delaware county; Marion, in Grant county; and Wabash, in Wabash county.

On motion of Mr. Walpole,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of authorising and requiring the Treasurer of State, to subscribe for state stock in the Franklin, Fayette, and Rush turnpike company, to such an amount as to enable said company to complete a turnpike from the White Water canal, *via* Rushville to Greenfield, in Hancock county.

On motion of Mr. Evans,

Resolved, That the use of the Hall of the House of Representatives be tendered to the Education Convention on Tuesday next.

Mr. Walpole made the following report:

The joint committee on enrolled bills reports—That they have compared the enrolled with the engrossed bill, which originated in the Senate, (No. 6,) entitled “an act authorising the election of Trustees of the Library in Pike county, and for other purposes,” and find the same truly enrolled.

Mr. Morris moved the adoption of the following resolution:

Resolved, That a select committee be instructed to inquire into the expediency of depositing the surplus revenue in each of the Branch Banks of this State—not to *Bank upon*—but that the President and the three State Directors be made commissioners for the State, to loan for a term not over three years, in sums not exceeding five hundred dollars, on freehold security, to the citizens of each county in their respective Bank districts, in proportion to their population, at a rate of interest not exceeding nine per cent., payable in advance.

Which was laid on the table.

On motion of Mr. Jones,

The House resolved itself into committee of the whole, on bill, No. 2, to amend an act, entitled “an act to organize and regulate the militia of the state of Indiana,” (approved Feb. 10th, 1831,) Mr. Pepper in the chair,

And after some time spent therein,

The committee rose, and reported the same back to the House without amendment,

And asked leave to sit again;

Which was granted.

Mr. Porter reported a bill,

No. 142—To provide for the election of a Justice of the peace in New Amsterdam, in Harrison county;

Which was read the first time, and passed to a second reading on to-morrow.

On motion of Mr. Owen,

Mr. Briggs was added to the committee on the State Library.

On motion of Mr. Morris,

Mr. Owen was added to the select committee on Geology.

On motion of Mr. Brown of T.

Messrs. Pepper and McIntire were added to the select committee on the subject of a monument on the Tippecanoe battle ground.

And the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The House met pursuant to adjournment.

The orders of the day were then taken up.

Joint resolution, No. 46, in relation to Ports of Entry;

Was read the third time, and, on the question,

Shall said joint resolution pass?

Was decided in the negative.

Joint resolution, No. 68, on the subject of the Cumberland road;

Was read the third time, and committed to a select committee.

Ordered, That Messrs. Briggs, Morris, Macey, and Wines of Vigo, be that committee.

Bill, No. 93—To repeal an act incorporating the townships in Warren county;

Bill, No. 95—Supplemental to an act entitled "an act authorising the Agent to make a certain Deed;

Bill, No. 96—To amend an act entitled "an act to authorise the inhabitants of township 8, south of range 2 west, to sell their school lands, approved Feb. 1st, 1836;" and

Bill, No. 97—To authorise the change of venue in certain cases therein named;

Were severally read the third time, and passed.

Ordered, That the Clerk carry them to the Senate for their concurrence.

Bill, No. 98—To amend an act entitled "an act for the encouragement of Agriculture;"

Was read the third time, and committed to a select committee.

Ordered, That Messrs. Howell, Bennett, Pepper, and Graham, be that committee.

Bill, No. 99—To incorporate the Williamsport and Warren county bridge company;

Was read the third time, and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Joint resolution, No. 104, on the subject of steam navigation in the United States;

Was read the third time, when,

Mr. Brown of T. moved to lay the same on the table;

And, on the question, shall said joint resolution be laid on the table?

The ayes and noes were demanded by Messrs. Haymond and Brown of T.,

Those who voted in the affirmative are,

Messrs. Boon, Briggs, Brown of T. Burton, Chambers, Cook, Crume, Cunningham, Curtis, Depaw, Evans, Ferguson, Fitch, Gale, Gird, Guard, Hanna of C. Hanna of M. Heath, Henderson, Hoobler, Huckeby, Jackson, Lee of B. Lee of M. Long, Longley, Lusk, Mace, Macey, Mahan, Marshall of Jackson, Matthews, Maxson, McCarty of P. & N. McIntire, McKinney, Miller, Morris, Newell, Owen, Pabody, Pepper, Porter, Powell, Reeve, Riley, Rockhill, Rush, Sands, Smith, Stapp, Steele, Strain, Talbott, Thornton, Vandever, Vanmetre, Watt, Williams, Wines of V. Wines of G. & W. Winship, and Mr. Speaker—64.

Those who voted in the negative are,

Messrs. Armstrong, Bennett, Breeze, Brown of S. Burk, Burns, Conner, Curry, Graham, Haymond, Hood, Howell, Jones, McCarty of F. Myers, Shook, Storm, Walpole, and Zenor—20.

And so said joint resolution was laid on the table.

Bill, No. 71—Directing the application of the three per cent. fund of the county of Putnam, and for other purposes;

Was read the third time, and passed.

Bill, No. 77—To incorporate the Indiana Pottery company;

Was read the third time, and passed.

Ordered, That the Clerk carry them to the Senate, and ask their concurrence.

On motion of Mr. Morris,

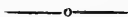
Bill, No. 51—To authorise the sale of certain lots in Indianapolis, and for other purposes;

Heretofore laid on the table,

Was taken up, and recommitted to a select committee.

Ordered, That Messrs. Maxson, Hanna of M. Brown of T. Proffitt, and Smith, be that committee.

And then the House adjourned until to-morrow morning, 9 o'clock.



TUESDAY MORNING, Jan. 3d, 9 o'clock,

The House met pursuant to adjournment.

Mr. Wines of V. presented a petition and remonstrance of sundry citizens of Terre Haute, in relation to the act incorporating said town;

Which was read, and referred to the committee on corporations.

Mr. Storm presented the petition of the board of Justice of Green county, in relation to a certain survey of the town of Bloomfield;

Which was read, and referred to a select committee of Messrs. Storm, Eckles, and Burton.

Mr. Burns presented the petition of sundry citizens of Vermillion county, praying the repeal of a part of an act therein named;

Which was read, and referred to a select committee of Messrs. Burns, Hoobler, and Hanna of C'.

Mr. Long presented the petition of sundry citizens of Marshall and Kosciusko counties, praying the location of a certain state road;

Which was read and referred to the committee on roads.

Mr. Owen presented the petition of sundry citizens of Posey and Gibson counties, on the subject of a turnpike road;

Which was read, and referred to the committee on canals and internal improvements.

Mr. McIntire presented the remonstrance of David Clarke and others, against any change in the Madison and Lafayette rail road;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Marshall, of Jefferson, presented the remonstrance of John F. Dufour, against the establishment of a certain ferry at Vevay;

Which was read, and referred to the same select committee to which a petition on that subject was heretofore referred.

Mr. Dunn presented the petition of the Lawrenceburgh bridge company, praying an increase of the stock of said company;

Which was read, and referred to a select committee of Messrs. Dunn, Pepper, James, and Guard.

Mr. Stapp made the following report:

MR. SPEAKER,

The committee on the judiciary to which was referred a bill for the relief of John B. Richardsville and James Godfrey, have had the same under consideration, and have directed me to report the same with an amendment, and ask the concurrence of the House therein.

The amendment was read, and concurred in.

The bill, as amended, was then ordered to be engrossed for a third reading on to-morrow.

Mr. Wright, from the select committee on that subject, reported a bill,

No. 143—To prevent disasters on steamboats;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Haymond made the following report:

MR. SPEAKER—

The select committee to which was referred the petition of George Holland and others, praying for the incorporation of an Insurance

company, have had that subject under consideration, and have directed me to report a bill,

No. 144—To incorporate the Brookville Insurance company;

Which was read the first and second times, and committed to the committee on corporations.

Mr. Howell, from the select committee to which had been committed a bill,

No. 98—To amend an act entitled, "an act for the encouragement of Agriculture;

Reported the same back with one amendment.

Which was read and concurred in.

The said bill, as amended, was then read a third time, and

Ordered, To be engrossed for a third reading.

Mr. Wines, of V., from the select committee to which was referred a joint resolution of the House,

No. 68—On the subject of the Cumberland road,

Reported the same back with two amendments;

Which were read and concurred in.

The said bill, as amended, was then read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Mr. Hanna of C. from the select committee on that subject reported a bill,

No. 145—To locate a state road from Americus, in Tippecanoe county, to intersect the Delphi and Munceytown state road, in Carroll county;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Wright offered for adoption the following resolution:

Resolved, That the board of public works, or those now in attendance in Indianapolis, who have the charge of the Wabash and Erie canal, be directed to report to this House, the cause why the Cross-cut canal from Eel river to Terre Haute, is put under contract; and why the heavy jobs on Sugar creek, Racoon creek, Coal creek, and the Wea, and other jobs are neglected; and if the said board are going to put said jobs under contract—when it is their wish to do so, and when they expect to put under contract the work between Terre Haute and Lafayette;

Which was read, and laid on the table.

On motion of Mr. Williams,

Resolved, That the committee on roads be instructed to inquire into the expediency of providing by law, for the boards doing county business to appoint supervisors on roads, for the purpose of filling vacancies at any term thereof.

On motion of Mr. Ferguson,

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of making a provision by law, for the construction of a Madadamized road from Madison, Jefferson county, via Hanover, New Washington, and Charlestown, to

Jeffersonville; and a like road from Bethlehem, to intersect the main route at New Washington.

On motion of Mr. Burton,

The following preamble and resolution were adopted:

Whereas, the committee on roads has, by a resolution of this House, been instructed to inquire into the expediency of publishing the road laws in pamphlet form for distribution; and whereas, the said committee has had that subject under their consideration, and have unanimously agreed to the necessity thereof, but that the said road laws are not uniform in the different counties, and also have been severally amended by the different acts of legislation—therefore,

Resolved, That the committee on roads be required and instructed, to inquire into the expediency of revising the several road laws of this state, and prepare them in one act for publication.

Mr. Talbott offered the following resolution:

Resolved, That the field officers of each county, shall retain of the fines assessed in the several counties, a sufficient amount to build a house or houses at the county seat, or other places, where it is required, for the purpose of securing the cannons, with other arms and implements furnished by the United States; that it shall be the duty of the captains of all rifle and light companies, to inspect each yanger or musket, and, if not in order, to fine the delinquent not less than twelve and one half cents at each muster, while in default;

Which was read and referred to the committee of the whole House, and made the order of the day for the same time the bill to regulate the militia of Indiana was committed.

On motion of Mr. Briggs,

Resolved, That the committee on the State Library, be instructed to inquire into the expediency of increasing the annual appropriation for the State Library, from the present amount to a sum not less than five hundred dollars: also, that they be instructed to furnish to the Secretary a list of such books as they may deem necessary, to be purchased for said Library during the ensuing year.

The following message was received from the Senate, by Mr. Test, their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have concurred in the amendments of the House to the engrossed bills of the Senate, entitled

No. 2—An act to change the time of holding the courts in part of the third judicial circuit.

No. 47—An act to incorporate the Trustees of the Indiana Asbury University.

The Senate have also passed engrossed bills of the House, entitled

No. 13—An act for the incorporation of the town of Knightstown.

No. 36—An act to amend the several acts for the promotion of schools in Clark's grant.

The two last with amendments, in which the concurrence of the House is respectfully requested.

They have also passed an engrossed bill and joint resolutions of the Senate, entitled as follows, viz:

No. 69—An act to incorporate the Indiana Pottery company for the purpose of manufacturing earthenware and china.

No. 80—A joint resolution and memorial of the General Assembly of the state of Indiana, to the President and Congress of the United States, on the subject of the surplus revenue.

No. 81—A preamble, memorial, and joint resolution, in relation to the improvement of the southern coast of Lake Michigan.

To which last bill and joint resolutions the concurrence of the House is also requested.

They have also passed, without amendment, an engrossed bill of the House, entitled

No. 14—An act to incorporate the Peru Collegiate Institute.

The amendments to bills, Nos. 13 and 36 of the House, in the message of the Senate, were read and concurred in.

Bill of the Senate, No. 69, in said message, to incorporate the Indiana Pottery company;

Was read the first and second times,

And laid on the table.

No. 81—A joint resolution of the Senate in relation to the improvement of the harbors on the southern coast of Lake Michigan;

And joint resolution, No. 80, on the subject of the surplus revenue;

Were severally read the first time, and passed to a second reading on to-morrow.

The following message was received from the Senate, by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed an engrossed bill entitled "an act authorizing the commissioners of the Michigan road to correspond with the commissioner of the General Land Office, in order to have the title perfected to the state of Indiana to the Michigan road grant, and for other purposes, in which the concurrence of the House is respectfully requested.

The said bill in the message of the Senate,

Was read the first time, and passed to a second reading on to-morrow.

Mr. Pabody introduced a joint resolution,

No. 146—To procure Tract Books;

Mr. McCarty of P. & N. introduced a joint resolution,

No. 147—In relation to furnishing the county of Porter with ten copies of the revised laws of this state;

Which were severally read the first time, and passed to a second reading on to-morrow.

On motion of Mr. Crume,

The vote heretofore taken on the passage of a joint resolution, making Lafayette and Evansville ports of entry, was reconsidered.

When,

On motion,

The said joint resolution was recommitted to a select committee of Messrs. Briggs, James, Brown of T. and Jones.

Mr. Morris presented the petition of Elisha Knapp;

Which was read and referred to a select committee of Messrs. Morris and Hanna of M.

Mr. Hanna of M. presented a bill,

No. 148—To incorporate the Indianapolis masters, carpenters and joiners' company;

Mr. Storm, a bill,

No. 149—To incorporate the town of Bloomfield;

Mr. Fitch, a bill,

No. 150—To provide for the improvement of the Michigan road north of Indianapolis, and for other purposes;

Mr. Van Deveer, a bill,

No. 151—To provide for a clay turnpike from Orleans, in Orange county, to Leavenworth, in Crawford county;

Mr. Storm, a bill,

No. 152—Appropriating so much of the three per cent. fund as is now due to Green county;

Which were severally read the first time, and passed to a second reading on to-morrow.

The following message was received from the Governor, by Mr. Maguire, his private secretary:

MR. SPEAKER:

The Governor has approved and signed acts of the following titles, viz:

An act to legalize the elections of a Probate Judge, in Porter county; and

An act to legalize the assessment and collection of the state and county revenue for the year 1836, in the counties of Warrick and Spencer.

And then the House adjourned, until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

The Speaker laid before the House a report from the Treasurer of State;

Which was read, and referred to the committee on education.

Ordered, That two hundred copies thereof be printed.

Mr. Ferguson introduced a bill,

No. 153—To amend an act entitled "an act to provide for a general system of internal improvement;

Which was read, and passed to a second reading on to-morrow. And then the House adjourned until to-morrow morning, 9 o'clock.

WEDNESDAY MORNING, January 4th, 9 o'clock.

The House met pursuant to adjournment.

The Speaker laid before the House a report from the board of public works;

Which was read and laid on the table.

Mr. Wines of V. presented the petition of J. E. Guene and others, citizens of Vigo county, praying the sale of a certain sixteenth school section;

Which was read and referred to the committee on education.

Mr. Cook presented the petition of sundry citizens of Madison county on the subject of a certain state road;

Which was read, and referred to a select committee of Messrs. Cook, Conner, and Walpole.

Mr. Conner presented the petition of Joseph Nicholas and others, on the subject of a bridge over White river, at Noblesville;

Which was read, and referred to a select committee of Messrs. Conner, Cook, and Long.

Mr. Riley presented two several petitions from sundry citizens of Daviess county, praying to be attached to Martin county;

Which were read, and referred to a select committee of Messrs. Riley, Breeze, Thornton, Boon, and Morris.

Mr. James presented the report of the Trustees of the Indiana Teachers Seminary;

Which was read, and referred to a select committee of Messrs. James, Thornton, Dunn, Marshall of Jackson, and McCarty of F.

Mr. Baird presented the petition of W. H. Patterson and others, praying the location of a certain state road;

Which was read, and referred to the committee on roads.

Mr. Hanna of M. presented the petition of Henry Todd and others, praying an appropriation on a certain state road;

Which was read, and referred to the committee on roads.

Mr. Elder presented the petition of sundry citizens of Decatur county, praying certain proceedings of the Trustees of the Greenburgh Presbyterian church may be legalized;

Which was read, and referred to a select committee of Messrs. Elder, Berry, and Shook.

Mr. Nicholls presented the remonstrance of sundry citizens of Hendricks county, against any change in the Indianapolis and Crawfordsville rail road;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Conner presented the petition of sundry citizens of Hamilton county, praying the relocation of a certain state road;

Also, a remonstrance on the same subject;

Which was read, and referred to the committee on roads.

Mr. Walpole presented the petition of Bazil Muk and others, praying an alteration in the law regulating the jurisdiction of Justices of the peace;

Which was read and laid on the table.

Mr. Howell, from the committee on roads, made the following report:

MR. SPEAKER:

The committee on roads to which was referred

Resolution No. 2—Inquiring into the expediency of creating township Treasurers to receive and disburse the road tax, in their respective townships;

Resolution, No. 29—Requiring an amendment of the 35th section of the road law;

Resolution, No. 23—Inquiring into the expediency of compelling those failing to work on roads, to forfeit and pay to the supervisor, the sum of one dollar for each day's failure;

Petition, No. 2—Of James Steele and others, praying for an appropriation of a part of the 3 per cent. fund, for locating and opening a state road therein named;

Petition, No. 3—Of Ratliff Wilkerson, praying for a review and relocation of that part of the state road between Mexico and We-saw's village, on Eel river; and

Petitions, No. 4—Of Thomas Wharton and other citizens of Henry and Delaware counties, asking a part of the 3 per cent. fund to be appropriated for locating and opening a state road therein named;

Have had the same under consideration, and have directed me to report, that it is inexpedient to legislate upon said resolutions, and also, inexpedient to grant the prayers of the petitioners.

Which was read and concurred in.

Mr. Newell, from the select committee on that subject, reported a bill,

No. 154—To alter the boundary lines of the county of Carroll and White;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Maxson, from the select committee, to which had been referred a bill,

No. —To authorise the sale of certain lots in Indianapolis, and for other purposes;

Reported the same back to the House with amendments.

Which were read and concurred in.

And, on the question, shall said bill pass?

The ayes and noes being demanded by Messrs. Wright and Vandever,

And those who voted in the affirmative were,

Messrs. Bennett, Boon, Breeze, Brown of T. Burk, Burton, Conner, Cook, Dunn, Elder, Gale, Gird, Graham, Hanna of M. Jackson, Longley, Mace, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McCarty of P. & N. Morris, Myers, Nicholls, Pabody, Pepper, Powell, Riley, Shook, Stapp, Storm, Talbott, Thornton, Williams, Wines of V. Wines of G. & W. Winship, and Mr. Speaker—41.

And those who voted in the negative were,

Messrs. Armstrong, Baird, Berry, Briggs, Brown of S. Burns, Chambers, Crume, Cunningham, Curry, Curtis, Depaw, Fitch, Hanna of C. Haymond, Heath, Henderson, Hoobler, Hood, Howell, Huckleby, Jones, Lee of B. Long, Lusk, Macey, McKinney, Miller, Newell, Owen, Porter, Proffitt, Reeve, Rockhill, Rush, Sands, Smith, Steele, Strain, Vandever, Walpole, Watt, Wright, and Zenor—44.

So said bill did not pass.

Mr. Powell, from the select committee on that subject, reported a bill,

No. 155—To amend an act, entitled “an act regulating the taking up of animals going estray, and water craft and other articles of value adrift;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Walpole, from the joint committee on enrolled bills reported, that they had compared the enrolled bills, entitled acts, viz:

No. 2—An act to change the time of holding the courts in part of the third judicial circuit;

Also, bill, No. 9, entitled an act for the relief of James Sutfin;

Also, No. 15—An act to change the name of the town of Portersville, to that of Valparaiso;

Also, No. 6—An act to change the name of Mary Ann Elder Glasgo;

Together with an act, (No. 9,) to locate a state road from Bloomington to Bloomfield;

And find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry them to the Senate, for the signature of their President.

Mr. Briggs, from the select committee on that subject, reported a bill,

No. 156—To relocate a part of the state road from Vincennes to Carlisle;

Mr. Burk, from the select committee on that subject, reported a bill,

No. 157—To authorise the survey of a rail road from Munceytown to Fort Wayne;

Which were severally read the first time, and passed to a second reading on to morrow.

Mr. Jones, from the select committee to which was referred a joint resolution,

No. 46—In relation to Ports of Entry,

Reported the same back without amendment.

The said joint resolution was then read a third time, and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

Mr. Morris made the following report:

MR. SPEAKER,

The select committee to which was referred the petition of Elisha Knapp, confined in the jail of Marion county on a charge of larceny, report herewith a bill, in pursuance of the prayer of the petitioner, entitled a bill,

No. 158—To provide for a special session of the Marion circuit court;

Which was read the first and (the rules of the House having been dispensed with) second and third times, and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

Leave of absence was granted to Messrs. Dowling, Evans, and Hubbard.

On motion of Mr. Briggs,

Resolved, That the use of this Hall be granted to the Education Convention now assembled at this place; and, for that purpose, the House will, when it adjourns, adjourn to meet to-morrow morning, 9 o'clock.

Mr. Thornton, from the select committee to which was committed so much of the Governor's message as relates to the dividend of the surplus revenue of the United States, to which by the provisions of the late act of Congress on that subject, the state of Indiana is entitled, together with the sundry resolutions of this House on the same subject, reported a bill,

No. 159—Establishing the Indiana State Funding Company;

Which was read the first time,

When,

Mr. Nicholls moved to reject said bill;

And, before any question was had thereon,

The House adjourned.

THURSDAY MORNING, January 5, 1837.

The House met pursuant to adjournment.

Mr. Berry presented the petition of Hanna, Elliott, and others, praying the passage of a law authorizing the sale of certain real estate: which was read and referred to a select committee of Messrs. Berry, Eckles and Longly.

Mr. Wines of V. presented the petition of sundry citizens, praying an appropriation on a Clay or Macadamized road from Terre Haute to Vincennes: which was read and referred to the select committee on canals and internal improvements.

Mr. Walpole from the joint committee on enrolled bills, reported that they had compared the enrolled with the engrossed bill—no. 141, entitled an act to change the time of holding circuit courts in the 5th judicial circuit,

And found the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry it to the Senate for the signature of their President.

Mr. Brown of S. presented the petition of John Osburn and others on the subject of a certain rail-road

Which was read and referred to the committee on canals and internal improvements.

Mr. Boon presented the remonstrance of Jeremiah Stone and others, against the location of a certain state road therein named,

Which was read and referred to the committee on roads.

Mr. Morris presented the petition of sundry citizens of Marion county, praying a change in a certain state road,

Which was read and referred to the committee on roads.

Mr. Morris presented the remonstrance of sundry citizens of Marion county, against any change in the rail road from Indianapolis to Crawfordville,

Which was read and referred to the committee on canals and internal improvements.

Mr. Berry presented the petition of the widow and heirs of David Killough dec'd., praying certain relief,

Which was read and referred to a select committee of Messrs. Berry, Eckles and Macy.

Mr. Talbott presented the petition of sundry citizens of Putnam county, praying that Spencer and the lower falls of Eel river, be made points on the New Albany and Crawfordsville Macadamized road,

Which was read and referred to the committee on canals and internal improvements.

Mr. Morris presented the petition of Eliza Ann Storm, praying to be divorced from her husband Joseph P. Storm,

Which, without reading, was laid on the table.

Mr. Thornton presented the petition of Nancy Roseberry, praying the passage of a law for her relief;

Which was read and referred to the committee on the judiciary.

Mr. Hoobler presented the petition of sundry citizens of Vermilion county praying a change in a certain state road;

Which was read and referred to the committee on roads.

Mr. Eckles, from the joint committee on enrolled bills, reports that they have compared the enrolled with the engrossed bills, of the House of Representatives of the following titles to wit:

"No. 36—an act to amend the several acts for the promotion of schools in Clark's grant;" and also:

"No. 14—an act to incorporate the Peru Collegiate Institute,"

And find the same truly enrolled.

Mr. Eckles, from the joint committee on enrolled bills, reports that they have compared the following enrolled bill and joint resolutions,

"No. 47—an act to incorporate the trustees of the Indiana Asbury University."

"No. 52—a joint resolution relative to the publication of a certain law."

"No. 61—a joint resolution in relation to the improvement of the Wabash river, and to authorize a compact with the state of Illinois," with the engrossed,

And find the same truly enrolled;

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry them to the Senate for the signature of their President.

Mr. Eckles, from the joint committee on enrolled bills reports that they did this day present to His Excellency the Governor, for his approval and signature, the following enrolled bill, which originated in the Senate:

No. 2—an act to change the time of holding the courts in part of the third judicial circuit.

No. 6—an act authorizing the election of Trustees of the Library in Pike county, and for other purposes. Also: enrolled bills of the House of Representatives,

No. 6—an act to change the name of Mary Ann Elder Glasgo.

No. 9—an act to locate a state road from Bloomington to Bloomfield.

No. 15—an act to change the name of the town of Portersville to that of Valparaiso.

Mr. Thornton presented a report from the committee on education, Which was read and laid on the table.

Mr. Vandever made the following report:

MR. SPEAKER:

The committee on military affairs, to which was referred a bill of the House, No. 91—to exempt librarians of county libraries from doing

militia duty: have had the same under consideration, and have directed me to report the same back to the House, and to recommend its commitment to the same committee of the whole House, to which is committed the bill for reorganizing the militia of this state;

Which was read and concurred in.

Mr. Morris, from the committee on the affairs of the town of Indianapolis, to which was referred the petition of Lyle McClung and others, improvers of donation ground at Indianapolis, which improvements were taken possession of by the state without compensation, have directed me to report by bill, entitled a bill No. 160—for the relief of Lyle McClung and others,

Which was read the first time and passed to a second reading on to-morrow.

Mr. Mace made the following report.

The committee on corporations, to which was referred the communication of John Stephenson Esq., of the county of Warren, on the subject of establishing a lunatic asylum in said county, to be known by the name of the "Stephenson Lunatic Asylum;" have had said communication under consideration, and deem it unnecessary to legislate on the subject at this time. Your committee, however, think the subject matter of said communication of great importance, when applied to a state instead of a county asylum.

Mr. Rockhill from the committee on corporations, to which was referred a bill of this House, No. —to incorporate the Fort Wayne and Maumee Bridge company, reported the same with an amendment.

Which was read and concurred in.

The said bill as amended, was then read a second time, and ordered to be engrossed for a third reading on to-morrow.

The House then proceeded to the consideration of the bill No. 159—establishing the Indiana Funding Company, and the question being on the motion of Mr. Nicholls (pending at the last adjournment) to reject said bill, before any question was had Mr. Nicholls withdrew the motion.

The rules of the House having been dispensed with, the bill was then read a second time, and committed to a committee of the whole House.

The following message was received from the Senate by Mr. Test their principal Secretary:

MR. SPEAKER,

I am instructed by the Senate to inform the House of Representatives that they have passed engrossed bills of the House, entitled as follows, viz:

No. 54—an act to appropriate a part of the 3 per cent. fund, on the Rome and Paoli state road in the county of Orange.

No. 141—an act to change the time of holding circuit courts in the fifth judicial circuit.

The first without amendment, and the latter with amendments to which the concurrence of the House is requested.

They have also passed engrossed bills of the Senate entitled,

No. 24—an act to amend the 9th section of an act relative to crimes and punishments, approved Feb. 10, 1831.

No. 27—an act to amend an act entitled an act to provide for the commissioning of Sheriff's and Coroners, and to regulate their duties, approved Jan. 7. 1824.

No. 38—an act to establish a certain state road therein named, in the counties of Perry, Crawford and Orange.

An act to amend an act organizing circuit courts, and defining their powers and duties.

To all of which engrossed bills of the Senate, the concurrence of the House is respectfully requested.

The amendment to the bill of the House in the message No. 141, was read and concurred in.

Bills of the Senate in said message Nos. 24 and 27, were read the first time, and passed to a second reading on to-morrow.

Bill No. 38, was (after the rules of the House having been dispensed) read a first and second time and referred to a select committee to which a similar bill of this House was referred.

Bill in the message of the Senate, entitled an act to amend an act organizing circuit courts and defining their powers and duties, was read the first time and passed to a second reading on to-morrow.

The following additional message was received from the Senate, by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives, that they have passed an engrossed joint resolution of the Senate entitled

A joint resolution relative to the construction of two harbors on Lake Michigan.

To which is respectfully requested the concurrence of the House of Representatives.

Which joint resolution was read the first time, and passed to a second reading on to-morrow.

Mr. Walpole, from the joint committee on enrolled bills, report that they have compared the enrolled with the engrossed bill, No. 54 of the House of Representatives, entitled

An act to appropriate a part of the 3 per cent. fund on the Rome and Paoli state road, in the county of Orange,

And find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry it to the Senate for the signature of their President.

On motion of Mr. Burton,

Bill No. 69 of the Senate, to incorporate the Indiana Pottery Company, was taken from the table, read a third time and passed.

Mr. Depaw, from the select committee to which a petition and remonstrance was referred, praying, an act legalizing the election of Trustees of the Salem Presbyterian Congregation, made a report,

Which was read and laid on the table.

Mr. Storm, from the select committee on that subject, reported a bill No. 161, to legalize the deed of donation made by Peter C. Van Slyke to the town of Bloomfield, and for other purposes,

Which was read the first time and passed to a second reading on to-morrow.

Mr. Marshall of Jeff., from the select committee to which was referred a petition and remonstrance on the subject of an additional ferry at Vevay, made a report;

Which was read and laid on the table.

Mr. Maxson made the following report.

MR. SPEAKER:

The select committee to whom was referred the petition of sundry citizens of Laporte, Porter, and Lake counties, for the location of a state road therein named, have had the same under consideration, and directed me to report a bill No. 162—to locate a state road from Michigan City to the state line of Illinois, *via*. Liverpool in the direction of Thorntown.

Which was read the first and second times, and referred to the committee on roads.

Mr Howell made the following report:

MR. SPEAKER:

The select committee to which was referred bill No. 105. have had the same under consideration, and have made two amendments, to wit:

“The title of the bill to include the name of Spencer county, and an additional section,”

Which were read and concurred in.

The said bill as amended was then read a second time and ordered to be engrossed for a third reading on to-morrow.

The following message was received from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that the Senate have adopted the following resolution:

Resolved, That the Senate adjourn *sine die* on the 30th day of January inst; the House of Representatives concurring therein.

Mr. Proffitt moved,

To lay said resolution on the table, and the ayes and noes being demanded by Mr. Eckles and Vandever,

Those who voted in the affirmative are,

Messrs. Armstrong, Berry, Boone, Breeze, Burns, Burton, Conner, Cook, Crume, Cunningham, Curtis, Depaw, Eckles, Fitch, Gale, Gird, Guard, Hanna of M. Henderson, Hood, Hubbard, Huckleby, Jackson, James, Jones, Longley, Lusk, Macy, Mahan, Marshall of Jackson, Marshall of Jeff, Maxson, McCarty of P. and N., McIntire, Morris, Newell, Nicholls, Owen, Pabody, Porter, Powell, Proffitt, Puckett, Reeve, Rush, Storm, Talbott, Thornton, Walpole, Wines, of V., Wines of G. and W., Winship and Zenor—54.

Those who voted in the negative are,

Messrs. Baird, Bennett, Bloomfield, Briggs, Brown of T., Burk, Chambers, Curry, Dunn, Graham, Hanna of C., Haymond, Hoobler, Heath, Howell, Lea of B., Lee of M., Long, Mathews, McCarty of F. McKinney, Miller, Myers, Odell, Pepper, Posey, Riley, Rockhill, Sands, Shook, Smith, Stapp, Strain, Vandever, Williams, Wright, and Mr. Speaker—37.

So said resolution was laid on the table.

And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

The House met.

On motion of Mr. Powell,

Resolved, That the committee on roads be instructed to enquire into the expediency of providing by law, for the more effectually placing the Michigan road under the direction of proper supervisors; and of making provisions for the disposition of the tools now on hand belonging to the Michigan road fund.

On motion of Mr. Hood,

Resolved, That the board of internal improvements or any of the members of said board, that are now at the Seat of Government, be requested to furnish this House with a statement, showing the probable means that have or may be provided for the payment of the interest on the loans that have been or may hereafter be contracted for the construction of the public works now authorized in this state.

On motion of Mr. Longly,

Resolved, That the committee on education, be instructed to enquire what amendments are necessary, if any, to the laws regulating county seminaries; that their benefits may more fully be carried into effect.

On motion of Mr. Wright,

The House resolved itself into committee of the whole on the bill No. 81 of this House, on the subject of the jurisdiction of Justices of

the peace, and a uniform mode of doing county business in this state.

Mr. Hanna of M. in the chair, and after some time spent therein, the committee rose and reported the bill back to the House with an amendment,

Which was read and concurred in.

Mr. Vandever moved,

To strike out the second section of said bill, which is as follows:

Sec. 2. That all laws and parts of laws enacted by this state subsequent to the revised laws, (approved January 19, 1831,) entitled

"An act to regulate the mode of doing county business in the several counties in this state; on the subject of doing county business by Justices of the peace in several of the counties in this state, be, and the same is hereby repealed, and that said act be, and the same is hereby declared to be in full force in any county in this state; and that the mode of doing county business in the several counties of this state, shall be hereafter by a board of Commissioners elected by the people under the former manner and restrictions of the act aforesaid, (approved January 19, 1831.)"

And the ayes and noes being demanded by Messrs. Vandever and Lee of B.

Those who voted in the affirmative are,

Messrs. Armstrong, Berry, Briggs, Brown of S., Brown of T., Burk, Burton, Chambers, Cunningham, Eckles, Elder, Gird, Hanna of C., Hoobler, Lee of B., Mahan, McKinney, Newell, Nicholls, Odell, Pepper, Porter, Powell, Proffitt, Puckett, Reeve, Riley, Strain, Talbott, Vandever, Walpole and Zenor—31.

Those who voted in the negative are,

Messrs. Baird, Bennett, Bloomfield, Boone, Breeze, Burns, Conner, Cook, Crume, Curry, Curtis, Depaw, Dunn, Fitch, Gale, Craham, Guard, Hanna of M., Haymond, Heath, Henderson, Hood, Howell, Hubbard, Huckleby, Jackson, James, Jones, Lee of M., Long, Longley, Lusk, Mace, Macey, Marshall of Jack. Marshall of Jeff. Matthews, Maxson, McCarty of F. McCarty of P & N., Miller, Morris, Myers, Owen, Pabody, Posey, Rockhill, Rush, Sands, Shook, Smith, Stapp, Steel, Storm, Thornton, Watt, Williams, Wines, of V., Wines of G & W., Winship, and Mr. Speaker—61.

So said section was not stricken out.

The said bill was then referred to the committee on the judiciary.

Mr. Morris moved the following instructions to said committee,

Amend the first section of the act, by striking out the same and inserting the following:

"That from and after the taking effect of this act, the jurisdiction of the Justices of the peace in the respective counties in this state, shall be confined, so far as relates to the collection of all debts, to their respective townships."

And the ayes and noes being demanded by Messrs Eckles, and Lee of B.

Those who voted in the affirmative are,

Messrs. Berry, Burk, Brown of T., Chambers, Conner, Cook, Cunningham, Eckles, Gird, Hana of C., Hanna of M., Hood, Jackson, Lee of B., Longley, Mace, Mahan, Marshall of Jack., Matthews, Maxson, McCarty of P. & N., McKinney, Morris, Myers, Newell, Nicholls, Odell, Owen, Pepper, Posey, Powell, Proffitt, Puckett, Riley, Rush, Shook, Talbott, Vandevere, Walpole, Williams and Winship—40.

Those who voted in the negative are,

Messrs. Armstrong, Baird, Bennett, Bloomfield, Boone, Briggs, Breeze, Brown of S., Burns, Burton, Crume, Curry, Curtis, Depaw, Dunn, Elder, Fitch, Gale, Graham, Guard, Haymond, Heath, Henderson, Hoobler, Howell, Hubbard, Huckleby, James, Jones, Long, Lusk, Macey, Marshall of Jeff. McCarty of F. Miller, Pabody, Porter, Reeve, Rockhill, Sands, Smith, Stapp, Steele, Storm, Strain, Thornton, Watt, Wines of V., Wines of G. & W., Wright, Zenor and Mr. Speaker—50.

Mr. Burk moved the following resolution:

To amend the second section of the bill, so as to strike out the word 'Commissioners' and insert 'Justices of the Peace,'

And before any question was had thereon, the House adjourned until to-morrow morning, 9 o'clock.

FRIDAY MORNING, January 6th, 1837.

The House met pursuant to adjournment.

Mr. Matthews presented the petition of W. H. Craig and others, praying the repeal of that part of the act regulating the jurisdiction of Justices of the peace, approved Feb. 7th, 1835, which relates to the county of Morgan;

Which was read and laid on the table.

Mr. Burns presented the petition of sundry citizens of Vermillion county, praying a change in a part of a certain state road;

Which was read, and referred to the committee on roads.

Mr. Newell presented the petition of sundry citizens of White county, praying the passage of a law for the promotion of Agricultural societies;

Which was read, and referred to the committee on agriculture.

Mr. Crume presented the petition of sundry citizens of Fayette

county, praying that the name of Danville be changed to that of Fayetteville;

Which was read, and referred to a select committee of Messrs. Crume, Reeve, and Watt.

Mr. Graham made the following report:

MR. SPEAKER:

The committee of ways and means, to which was referred

Resolution, No. 38—Inquiring into the expediency of establishing under the patronage of the state, a Lunatic Asylum;

Have had the same under consideration, and have directed me to report the same inexpedient.

They have also had under consideration a resolution, "to make provision for the payment of the balance due R. D. Owen, on a survey and estimate of a clay turnpike from Mount Vernon to Princeton;" and have directed me to report the same back to the House, and recommend its reference to the committee on canals and internal improvements.

Which was read and concurred in.

Mr. Thornton, from the committee on education, to which was committed the bill of this House,

No. 53—To legalize the sale of a part of school section, No. 16, in township No. 4, south of range No. 8 west, in Warrick county;"

Reported the same without amendment.

The said bill was then read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Mr. Walpole, from the joint committee on enrolled bills, reported, that they had compared the enrolled with the engrossed bill (No. 158,) of the House of Representatives, entitled,

"An act to provide for a special session of the Marion circuit court;"

And find the same truly enrolled.

Mr. Thornton, from the committee on education, made the following report:

MR. SPEAKER:

The committee on education to which was committed the resolution of this House, (No. 31.) directing an inquiry into the expediency of "so amending the act incorporating congressional townships, and providing for the public schools therein, approved Feb. 2d, 1833," as to have the school districts of each and every county, laid off to suit the convenience of settlements with regard to the respective situation of each, and the population thereof; and without any regard to the township or range lines;" has, according to order, had the same under consideration, and has directed me to report, that, in the opinion of said committee, it is inexpedient to legislate upon that subject;

Which was read and concurred in.

Mr. Armstrong made the following report:

MR. SPEAKER:

The committee on the affairs of the State prison, to which was referred a portion of the message of the Governor and other documents, have directed me to report the following bill:

No. 163—To amend an act entitled, “an act for the regulation of the State Prison;”

Which was read the first time, and passed to a second reading on tomorrow.

Mr. Pepper, from the committee on agriculture, reported a bill,

No. 164—For the encouragement of Agriculture, and to improve the breed of stock;

Which was read the first and second times, and committed to a committee of the whole House.

Mr. Posey made the following report:

MR. SPEAKER:

The committee on the State Bank to which was referred the petition of sundry persons, praying the location of a Branch of the State Bank at Jeffersonville, in Clark county, have, according to order, had that subject under consideration, and have directed me to report, “that it is inexpedient to legislate on that subject; and ask to be discharged from the further consideration thereof.

Which was read and concurred in.

Mr. Marshall of Jefferson, made the following report:

MR. SPEAKER:

The committee on the State Bank, to which was referred a resolution of this House, (No. 17,) directing an inquiry into the expediency of reducing the damages on protested bills of exchange, have, according to order, had that subject under consideration, and have directed me to report it inexpedient to legislate on that subject; and ask to be discharged from the further consideration of the same.

Which was read and concurred in.

Mr. McCarty made the following report:

MR. SPEAKER:

The joint committee on public buildings, to which was referred a resolution referring so much of the Governor’s message as relates to the improvements made in and around the Capitol, and the defacing and marking the same by idle and vicious person, have, according to order, had the same under consideration, and have directed me to report, inexpedient, as to so much of the said resolution which relates to marking and defacing the walls of the capitol.

But in reference to the residue of the said resolution, your committee have directed me to report a bill,

No. 165—For the preservation of the State House, and for other purposes;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Berry, from the select committee on that subject, reported a bill,

No. 166—To legalize the proceedings of the Trustees of the Greensburgh Presbyterian church, in Decatur county;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Thornton, from the select committee to which was committed the joint resolution of the House, (No. 26,) entitled "a joint resolution in relation to the surplus revenue," reported, that said committee had, according to order, had the same under consideration, and had instructed him to report, that in the opinion of said committee, it is at *this* time, inexpedient to legislate upon that subject, and recommend that the further consideration thereof be indefinitely postponed.

Which was read and laid on the table.

Mr. Pepper offered the following resolution:

Resolved, That the select committee to which was referred so much of the Governor's message as relates to the surplus revenue, be instructed to report a bill to provide that the whole of the surplus revenue of the United States which may fall to the state of Indiana, shall be loaned to the Fund Commissioners, at an interest of six per cent. per annum, payable quarterly, which interest shall be appropriated and applied to the support of schools.

Mr. Proffitt moved the following amendment:

To strike out so much as applies the interest to the support of schools, and insert the following, after the word "quarterly:—"

"And that the whole amount of interest may be applied by the Fund Commissioners to meet the interest due upon the bonds of the State, executed for works of internal improvements."

Mr. Stapp moved to amend the amendment, by adding at the end thereof these words:

"For ten years, and that at the end of that time the interest to be paid to the education fund of the state, to be appropriated agreeably to law, and to pledge the faith of the state for the payment of the same at the end of said period."

When,

Mr. Proffitt accepted the same as a modification to his amendment.

And, before any question was had on the pending amendment,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

The question being on the amendment offered by Mr. Proffitt to the resolution of Mr. Pepper,

Mr. Briggs moved the following amendment to the amendment:

Strike out the words "the whole amount," and insert "one half;" and add after the words internal improvements—"and one half for the purpose of common school education."

Mr. Proffitt moved a division of the question, (to wit:) on striking out;

The ayes and noes being demanded by Messrs. Porter and Howell,

Those who voted in the affirmative are,

Messrs. Armstrong, Briggs, Brown of S. Burns, Burton, Ferguson Gale, Gird, Hanna of C. Heath, Henderson, Hoobler, Howell, Jackson, Long, Longley, Lusk, Mace, Mahan, Maxson, McCarty of P. & N. Newell, Nicholls, Owen, Pabody, Porter, Posey, Powell, Reeve, Rush, Sands, Shook, Smith, Steele, Talbott, Walpole, Winship, Wright, and Zenor—39.

Those who voted in the negative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Boon, Breeze, Brown of T. Burk, Chambers, Conner, Cook, Crume, Cunningham, Curry, Curtis, Depaw, Dunn, Eckles, Elder, Fitch, Graham, Guard, Hanna of M. Haymond, Hood, Hubbard, Huckleby, Jones, Lee of B. Lee of M. Macey, Marshall of Jackson, Marshall of Jefferson, Matthews, McCarty of F. McIntire, McKinney, Morris, Myers, Odell, Pepper, Proffitt, Puckett, Riley, Rockhill, Stapp, Storm, Strain, Thornton, Vandever, Watt, Williams, Wines of V. Wines of G. & W. and Mr. Speaker—55.

So said amendment was lost.

The question then recurring on the amendment offered by Mr. Proffitt,

The ayes and noes being demanded by Messrs. Briggs and Howell,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Boon, Breeze, Brown of T. Chambers, Conner, Cook, Crume, Cunningham, Curry, Curtis, Depaw, Dunn, Eckles, Graham, Guard, Hanna of M. Haymond, Hood, Hubbard, Jackson, Jones, Lee of B. Lee of M. Macey, Marshall of Jefferson, Matthews, McCarty of F. McIntire, McKinney, Morris, Odell, Proffitt, Riley, Rockhill, Stapp, Storm, Strain, Talbott, Thornton, Vandever, Watt, Williams, Wines of V. Wines of G. & W. and Mr. Speaker—49.

And those who voted in the negative are,

Messrs. Armstrong, Briggs, Brown of S. Burk, Burns, Burton, Elder, Ferguson, Fitch, Gale, Gird, Hanna of C. Heath, Henderson, Hoobler,

Howell, Huckleby, James, Long, Longley, Lusk, Mace, Mahan, Marshall of Jackson, Maxson, McCarty of P. & N. Myers, Newell, Nicholls, Owen, Pabody, Pepper, Porter, Posey, Powell, Puckett, Reeve, Rush, Sands, Shook, Smith, Steele, Walpole, Winship, Wright, and Zenor—46.

So said amendment was adopted.

Mr. Proffitt further moved to amend said resolution, by striking out all after the word "*Resolved*," to the words "and that the whole amount, &c." and inserting the following:

That a select committee be appointed to draft a bill providing for the distribution of the surplus revenue of the United States due the state of Indiana, by the law of Congress of June 23d, 1836, among the several organized counties of the state, and providing for the appointment of an agent in each county, to loan the same.

On motion of Mr. Vandever,

Said amendment was amended by adding thereto these words—"at a rate of interest equal to 8 per centum per annum, nett."

On motion of Mr. Wright,

Said amendment was amended, by adding after the words "organized counties" these words—"according to population."

And the question then recurring on the adoption of the amendment as amended,

The ayes and noes being demanded by Messrs. Eckles and Howell,

And those who voted in the affirmative were,

Messrs. Armstrong, Bennett, Berry, Boon, Briggs, Brown of S. Burns, Burton, Chambers, Conner, Cook, Cunningham, Curry, Depaw, Eckles, Ferguson, Fitch, Gird, Graham, Hanna of M. Henderson, Hoobler, Howell, Hubbard, Jackson, Lee of M. Longley, Lusk, Macey, Mahan, Marshall of Jackson, Matthews, Maxson, McCarty of F. McIntire, Nicholls, Odell, Owen, Pabody, Posey, Powell, Puckett, Reeve, Rush, Shook, Steele, Strain, Talbott, Vandever, Walpole, Williams, Wines of V. Zenor, and Mr. Speaker—54.

And those who voted in the negative were,

Messrs. Baird, Bloomfield, Breeze, Brown of T. Burk, Crume, Curtis, Dunn, Elder, Guard, Hanna of C. Haymond, Heath, Hoobler, Huckleby, James, Jones, Lee of B. Long, Mace, Marshall of Jefferson, McCarty of P. & N. McKinney, Morris, Myers, Newell, Pepper, Porter, Proffitt, Riley, Rockhill, Sands, Smith, Stapp, Storm, Thornton, Watt, Wines of G. & W. Winship, and Wright—41.

So said amendment was adopted.

Mr. Pepper moved to indefinitely postpone said resolution,

And the ayes and noes being demanded by Messrs. Howell and Mace,

Those who voted in the affirmative are,

Messrs. Baird, Bloomfield, Briggs, Brown of S. Crume, Curry, Curtis, Dunn, Eckles, Gale, Gird, Hanna of C. Haymond, Heath, Hoobler, Howell, Huckleby, Jackson, James, Long, Lusk, Mace, Marshall of Jefferson, Maxson, McCarty of P. & N. Miller, Newell, Nicholls, Owen, Pabody, Pepper, Porter, Posey, Powell, Proffitt, Rockhill, Rush, Shook, Smith, Steele, Thornton, Walpole, Wines of G. & W. Winship, Wright, and Zenor—46.

And those who voted in the negative are,

Messrs. Bennett, Berry, Boon, Breeze, Brown of T. Burk, Burns, Burton, Chambers, Conner, Cook, Cunningham, Depaw, Evans, Ferguson, Fitch, Graham, Guard, Hanna of M. Henderson, Hood, Hubbard, Jones, Lee of B. Longley, Macey, Mahan, Marshall of Jackson, Matthews, McCarty of F. McIntire, McKinney, Morris, Myers, Odell, Puckett, Reeve, Riley, Sands, Stapp, Storm, Strain, Talbott, Vandever, Watt, Williams, Wines of V. and Mr. Speaker—49.

So said resolution was not indefinitely postponed.

On motion of Mr. Rockhill,

Said resolution was amended, by adding after the words "organized counties" these words, "or those that may become organized by the present General Assembly."

The question then recurring on the adoption of the resolution as amended,

Before any vote was taken thereon,

The House adjourned until to-morrow morning, 9 o'clock.

—o—

SATURDAY MORNING, 9 o'clock, Jan. 7th, 1837.

The House met pursuant to adjournment.

The Speaker laid before the House a communication from His Excellency the Governor, in answer to a resolution of this House;

Which was read and referred to the committee on military affairs.

The Speaker also laid before the House a report of R. H. Fontleroy, civil engineer;

Which was read and referred to the committee on canals and internal improvements; and

Ordered, That 200 copies be printed for the use of the members of this House.

Mr. Eckles from the joint committee on enrolled bills, reported that they had compared the enrolled bill, No. 69, which originated in

the Senate, entitled an act to incorporate the Indiana Pottery Company for the purpose of manufacturing earthen ware and china, with the engrossed bill,

And find the same truly enrolled.

Mr. Dunn presented the petition of the School Trustees in Town 6, Range 1 west, in Dearborn county, praying to legalize their acts.

Which was read and referred to a select committee of Messrs Dunn, Pepper, Guard, and James.

Mr. Depaw presented the petition of Andrew Wier and others, praying certain proceedings of the Trustees of the Salem Presbyterian Church may be legalized;

Which, together with a report heretofore made on that subject, and laid on the table,

Was referred to a select committee of Messrs Depaw, Strain and Armstrong.

Mr. Proffitt presented the petition of sundry citizens of Dubois county, praying for a rail or Macadamized road from Albany to Mt. Carmel;

Which was read and referred to the committee on canals and internal improvements.

Mr. Miller presented the petition of Joseph I. Kirkman praying an investigation into the official conduct of A. C. Mills acting justice of the peace in Gibson county;

Which was read and referred to the committee on the judiciary.

Mr. Brown of T. presented the petition of Samuel Hoover and others praying a change in a certain state road therein named;

Which was read and referred to a select committee of Messrs. Brown of T. Odell, and Winship.

Mr. Brown of T. presented the remonstrance of David Rinehart and others, against any change in the Madison and Lafayette Rail Road;

Which was read and referred to the committee on canals and internal improvements.

Mr. Matthews presented the petition of John Swindell and others, praying the repeal of a law regulating the jurisdiction of justices of the peace, so far as relates to Morgan county;

Which was read and laid on the table.

Mr. Hood presented the petition of M. Shon and others, on the subject of the 3 per cent. fund;

Which was read, and referred to a select committee of Messrs. Hood, Fitch, and Rockhill.

Mr. Hood presented the petition of A. M. Higgins and others, praying the location of a certain State road;

Which was read and referred to the committee on roads.

Mr. Powell presented the remonstrance of Alexander Rittenhouse and others against the passage of any law legalizing the sale of a certain piece of school land in Shelby county;

Which was read and referred to a select committee of Messrs. Powell, Gird and Elder.

Mr. Walpole presented the petition of Robert Wilson and others, citizens of Hancock county, praying that the jurisdiction of justices of the peace be confined in certain cases within their respective townships;

Which, together with sundry petitions on the same subject, heretofore laid on the table, was referred to a select committee of Messrs. Walpole, Cook, and Hanna of M.

Mr. Burns presented two several petitions of the citizens of Vermilion county, praying the re-location of a part of a certain state road; and also the location of another state road therein named;

Which was read and referred to the committee on roads.

Mr. Longley presented the petition of Joshua Wright and others praying an appropriation on a certain State Road;

Which was read and laid on the table.

Mr. Mace made the following report, which was read and concurred in:—

The committee on the judiciary to which was referred

Resolution No. 27, directing an inquiry into the expediency of holding three terms of the Circuit court each year instead of two; also,

Resolution No. 40, directing an inquiry into the expediency of making some additional provision for the detection of public defaulters; also,

Resolution No. 43, directing an inquiry into the expediency of giving constables further powers in detecting offenders escaping from justice, offenders against the revenue laws, or persons charged in criminal or state cases instituted before justices of the peace;

Have, according to order, had the said several subjects under consideration, and directed me to report that in the opinion of the committee, it is inexpedient to legislate on said subjects at this time, and ask to be discharged from the further consideration thereof.

Mr. Thornton, from the judiciary committee made the following report:

MR. SPEAKER:

The judiciary committee to which was committed the petition of Nancy Roseberry of Monroe county, praying for certain relief therein named, have according to order, had that subject under consideration, and have directed me to report a bill for the benefit of Nancy Roseberry.

Which was read the first time, and (the rules having been dispensed with) was read a second and third times and passed.

Ordered, that the Clerk carry it to the Senate and ask their concurrence therein.

Mr. Baird made the following report:

MR. SPEAKER:

The committee on the judiciary to whom was referred a bill of the

Senate, No. 3, on the subject of authorising certain persons therein named, to erect a dam across the St. Joseph River, have had the same under consideration, and directed me to report the same back to the House without amendment;

The said bill was then read a second time, and

Ordered to be engrossed for a third reading on to-morrow.

The following message was received from the Governor by Mr. Maguire, his private Secretary:

MR. SPEAKER:

I am requested to inform the House of Representatives that His Excellency, the Governor, has approved and signed acts and joint resolutions of the following titles, which originated in the Senate, viz:

An act authorising the election of Trustees of the Library in Pike county, and for other purposes;

An act to change the time of holding courts in part of the third judicial circuit;

A joint resolution in relation to the publication of a certain law:

A joint resolution in relation to the improvement of the Wabash river.

He has also approved and signed acts which originated in the House of Representatives, entitled as follows:

An act to change the time of holding courts in the fifth judicial circuit;

An act to amend the several acts for the promotion of schools in Clark's Grant;

An act to appropriate a part of the three per cent. fund on the Rome and Paoli State road in the county of Orange;

An act to change the name of the town of Portersville to that of Valparaiso;

An act to locate a state road from Bloomington to Bloomfield; and

An act to change the name of Mary Ann Elder Glasgow.

Mr. Stapp made the following report:

MR. SPEAKER:

The judiciary committee to which was referred a bill, No. 100, to provide for draining Lost Creek, in Vigo county, have had the same under consideration, and have directed me to report the same to the House without amendment.

The said Bill was then read a second time and

Ordered to be engrossed for a third reading on to-morrow.

Mr. Porter made the following report:

MR. SPEAKER:

The judiciary committee, to whom was referred a resolution, No.

39, directing said committee to inquire into the expediency of so amending the act organizing Probate courts, &c. as to provide that whenever any real estate belonging to the estate of a decedent shall become necessary for the payment of debts, that the rents and profits thereof, for the term of seven years, shall be first offered for sale, have had the same under consideration, and have directed me to report by

Bill No. 168, To amend an act entitled an act, to organize Probate courts, and defining the powers and duties of executors, administrators, and guardians, approved Feb. 10, 1831;

Which was read the first time and passed to a second reading.

Mr. McCarty of F., made the following report:

MR. SPEAKER--

The joint committee on public buildings to which was referred a resolution, requiring the committee to examine the engine house, built at the expense of the state and the corporation of Indianapolis; and also to examine the fire-engine, purchased at the expense of the state and the corporation of Indianapolis jointly, have discharged that duty and are of opinion that the engine is of an excellent quality, so far as they are capable of judging. As to the engine house your committee have no hesitation in saying, it is not well calculated for the purposes for which it was intended. Your committee would therefore recommend that the Treasurer of State be authorised to sell it, and that he have erected another on the Circle, or some other place that may be deemed more suitable, sufficiently large to hold the engine, the hose reel, and a suitable room for the meeting of the fire company, &c.

In pursuance of which resolution, your committee have therefore directed me to report a bill, No. 170, to preserve the fire engine at Indianapolis;

Which was read the first time and passed to a second reading on to-morrow.

The Speaker laid before the House a communication from Messrs. Johnson and Blake, members of the board of public works, in answer to a call of this House;

Which was read and referred to the committee of ways and means.

Ordered, That 5000 copies thereof be printed for the use of this House.

Mr. Wright moved the adoption of the following resolution:

Resolved, That when this House adjourns, it will adjourn to meet on Monday morning, 9 o'clock; and that the use of this Hall be tendered this afternoon to such of the citizens and members of the Legislature, as shall desire to celebrate the anniversary of the battle of New Orleans;

Which was unanimously adopted.

Mr. Brown of T. made the following report:

The committee on the Canal Fund, to whom was referred the report of the canal fund commissioners, have had the same under considera-

tion, and now report a Bill to the House in relation to the several recommendations contained in the report, entitled,

"A bill, No. 170, amendatory of an act, entitled 'an act to provide for a general system of internal improvements,' approved, January 27th, 1836;"

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Hanna of *M.* reported

A Bill, No. 170, to incorporate the Washington Hall Company;

Which was read the first time, and passed to a second reading on Monday next.

On motion of Mr. Proffitt,

Resolved, That 100 copies of the annual report of the board of internal improvements, ordered to be printed by this House, be allotted to and delivered by the Doorkeeper to the members of the board of internal improvement; as also 300 copies of this report made to this House on to-day.

On motion of Mr. Wright,

Resolved, That a committee of seven members be appointed on the part of this House, to act with a similar committee appointed on the part of the Senate, to examine the office of the Secretary of State, and report the result of their examinations to their respective Houses.

Whereupon,

The Speaker appointed Messrs. Wright, Briggs, Macey, Pabody, Owen, Reeve and Thornton that committee.

And then the House adjourned.

MONDAY MORNING, January 9th, 1837.

The House met pursuant to adjournment.

Mr. Wright presented the communication of Solomon Shepard, preferring certain charges and specifications against Daniel Hogan, a Justice of the peace for Parke county;

Which was read and laid on the table.

Mr. Evans presented the petition of Jonathan P. Green and Conant C. Green, praying an act authorising them to sell certain real estate;

Which was read, and referred to a select committee of Messrs. Evans, McIntire, and Mace.

Mr. Mace presented the remonstrance of Augustus Watson and others, against a certain state road therein named:

And a petition of Clark L. Moore and others, for a state road;

Which were read, and referred to the committee on roads.

Mr. Matthews presented the petition of Thomas Hendricks, praying the repeal of a law relative to a state therein named;

Which was read, and referred to a select committee.

Ordered, That Messrs. Matthews, Berry, and Elder, be that committee.

Mr. Myers presented the petition of Bonner Carnan and others, on the subject of repealing so much of the revenue law as compels merchants to obtain a license to vend merchandize;

Which was read and referred to the committee of ways and means.

Mr. McCarty of P. & N. presented the petition of Asahel Neel and others, on the subject of a canal;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Owen presented the petition of George S. Green and others, of Mount Vernon and vicinity, praying for such an amendment of the State Bank charter, as would permit the establishment of a Branch at Mount Vernon;

Which was read and referred to the committee on the State Bank.

Mr. Gird presented the petition of sundry citizens of Shelby county, praying the passage of a law legalizing the proceedings of the Trustees of the school section, in township 14, north of range 7 east, in said county;

Which was read, and referred to the same select committee to which a remonstrance had been referred.

On motion of Mr. Gird,

Messrs. Cook and Shook, were added to that committee.

Mr. Baird presented the petition of Thomas D. Vail and others, citizens of St. Joseph county, on the subject of a state road;

Which was read, and referred to the committee on state roads.

Mr. Dowling presented the remonstrance of L. H. Scott and others, citizens of Vigo, against any change in a certain state road therein named;

Which was read, and referred to the committee on roads.

Mr. Fitch presented the remonstrance of Joseph Corbet, a citizen of Cass county, on the subject of a state road;

Which was read and referred to the committee on roads.

Mr. Brown of S. presented the petition of James E. Burnett and others, of Sullivan county, praying for a turnpike road therein named;

Which was read and referred to the committee on canals and internal improvements.

Mr. Matthews presented two several remonstrances of sundry citizens of Owen county, against any change in the road from Jeffersonville *via* New Albany to Crawfordsville;

Which were read, and referred to the committee on canals and internal improvements.

Mr. Hanna of M. presented the petition of William McIlvain, of Marion county, praying leave to build a mill dam across White river;

Which was read, and referred to a select committee.

Ordered, That Messrs. Hanna of M. Morris and Conner, be that committee.

Mr. Wines of G. & W. presented the petition of sundry citizens of Wabash county, praying for a state road therein named;

Which was read, and referred to the committee on roads.

Mr. Burns presented four several petitions of sundry citizens of Vermillion county, praying for the re-location of a state road therein named, and the building of a bridge across the Big Vermillion river;

Which were severally read, and referred to the committee on roads.

Mr. Burns also presented two several petitions of James Grovendyke and Alexander B. Florer and others, citizens of Vermillion and Parke counties, praying a branch of the Jeffersonville and Crawfordsville turnpike road, or a change in the location of the same so as to include certain points therein named, in the counties of Parke and Vermillion;

Which,

On motion of Mr. Berry,

Was referred to the committee on canals and internal improvements.

Mr. Watt presented four several petitions from sundry citizens of Wayne, Union, and Franklin counties, on the subject of a canal therein named;

Which were read and laid on the table.

Mr. Berry presented three several remonstrances against any change in the New Albany and Crawfordsville road;

Which were read, and referred to the committee on canals and internal improvements.

Mr. Burns presented the remonstrance of Joseph Dawson and others, citizens of Vermillion county, against the location of a certain state road therein named;

Which was read, and referred to the committee on roads.

Mr. Long presented the petition of James Jones and others, citizens of Kosciusko county, on the subject of a state road therein named;

Which was read and referred to a select committee.

Ordered, That Messrs. Long, Hood, and Baird, be that committee.

On motion of Mr. Posey,

The petition of sundry citizens of Rush, Shelby, and Hancock counties, on the subject of a state road, heretofore laid on the table,

Was taken up, and referred to a select committee;

Ordered, That Messrs. Posey, Rush, Reeve, Walpole, Gird, and Powell, be that committee.

Mr. Dunn, from the select committee on that subject, reported a bill,

No. 171—To legalize the proceedings of the Trustees of town 6, range 1 west, in Dearborn county;

Mr. Conner, from the select committee on that subject, reported a bill,

No. 172—To incorporate a company to build a bridge over White river at Noblesville;

Mr. Crume, from the select committee on that subject, reported a bill.

No. 173—To change the name of the town of Danville to that of Fayetteville;

Which were severally read the first time, and passed to a second reading on to-morrow.

On motion of Mr. Smith,

Resolved, That the committee of ways and means be instructed to inquire into the expediency of so amending the second section of the act to provide for an equitable mode of levying taxes, that all lots of ground set apart for burying grounds shall be exempt from taxation.

On motion of Mr. Eckles,

Resolved, That the judiciary committee be instructed to inquire into the expediency of so amending the law on the subject of interest, that when judgments are rendered on instruments of writing calling for any amount of interest, not above ten per cent., said judgments shall bear the same rate of interest for which the instrument calls, until paid.

Mr. Fitch offered for adoption the following resolution:

Resolved, That the judiciary committee be instructed to take under consideration, that part of the ordinance of Congress, of 13th July, 1787, which declared that "the navigable waters leading into the Mississippi and St. Lawrence and the carrying places between the same, shall be and remain highways forever, free, &c.; and also, that part of an act of Congress entitled, "an act to enable the people of the Indiana territory to form a State government, and for the admission of such state into the Union on an equal footing with the original states—approved, April 19, 1836," found under the 4th section thereof, and also, the 9th section of an act of the General Assembly of Indiana, entitled "an act to provide for the further prosecution of the Wabash and Erie canal, and for other purposes—approved, Feb. 6th, 1835;" and to report whether or not said act conflicts with said act and ordinance of Congress.

On motion of Mr. Evans,

Said resolution was amended, by adding thereto the following:

"Also the acts of the Legislature of Indiana, passed in relation to the Wabash and Erie canal."

Said resolution, as amended, was then adopted.

The House then proceeded to the consideration of the resolution pending at the adjournment of the House on last Friday Evening.

And the question recurring on its adoption,

On motion of Mr. Proffitt,

Said resolution was amended by adding after the word population, the words—"or representation."

On motion of Mr. Jones,

The resolution was amended by adding a proviso—providing for the repayment of the surplus revenue to the U. States, when the state shall thereto be requested by the United States.

On motion of Mr. Proffitt,

The resolution was further amended by making the select committee consist of two members from each congressional district.

On motion of Mr. Hanna of M.

The resolution was amended by inserting in the proper place these

words—"Provided, that in the year 1840, the distribution shall again be made, on the principles of their representation or population."

Mr. Wright moved to amend further, by adding thereto the following:

"That the interest for ten years that shall accrue to the state for internal improvements, shall then be paid over to the state for the purposes of common schools."

And the ayes and noes being demanded by Messrs. Wright and Owen,

Those who voted in the affirmative are,

Messrs. Briggs, Brown of S. Burns, Dowling, Eckles, Elder, Gale, Gird, Heath, Hoobler, Howell, Huckleby, Lusk, Maxson, Nicholls, Owen, Pepper, Posey, Powell, Reeve, Rush, Sands, Shook, Smith, Steele, Wright, and Zenor—27.

And those who voted in the negative are,

Messrs. Armstrong, Baird, Bennett, Berry, Bloomfield, Boon, Breeze, Brown of T. Burk, Burton, Chambers, Conner, Cook, Crume, Cunningham, Curry, Curtis, Depaw, Dunn, Evans, Ferguson, Fitch, Graham, Guard, Hanna of C. Hanna of M. Haymond, Henderson, Hood, Hubbard, Jackson, Jones, Lee of B. Lee of M. Long. Longley, Mace, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, McCarty of F. McIntire, McKinney, Miller, Morris, Myers, Newell, Odell, Pabody, Porter, Proffitt, Puckett, Riley, Rockhill, Stapp, Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Watt, Williams, Wines of V. Wines of G. & W. Winship, and Mr. Speaker—69.

So said amendment was not adopted.

Mr. Vandever moved the previous question, which was sustained.

The question then being on putting the main question,

The ayes and noes being demanded by Messrs. Vandever and Wright,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Bennett, Berry, Bloomfield, Boon, Breeze, Brown of T. Burk, Burton, Chambers, Conner, Cook, Crume, Cunningham, Curry, Curtis, Depaw, Dowling, Dunn, Eckles, Elder, Evans, Ferguson, Fitch, Graham, Hanna of M. Haymond, Heath, Hood, Howell, Hubbard, Jackson, Jones, Lee of B. Lee of M. Longley, Mace, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, McCarty of F. McIntire, McKinney, Miller, Morris, Myers, Odell, Pabody, Proffitt, Puckett, Riley, Rockhill, Smith, Stapp, Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Watt, Williams, Wines of V. Wines of G. & W. and Winship—67.

And those who voted in the negative are,

Messrs. Briggs, Brown of S. Burns, Gale, Gird, Hanna of C. Henderson, Hoobler, Huckleby, Long, Lusk, Maxson, McCarty of P. & N. Newell, Nicholls, Owen, Pepper, Posey, Powell, Reeve, Rush, Sands, Shook, Steele, Wright, and Zenor—27.

So the main question was ordered to be put, (to wit:)

Shall said resolution be adopted?

And the ayes and noes being demanded, by Messrs. Hoobler and Storm,

And those who voted in the affirmative were,

Messrs. Armstrong, Bennett, Berry, Boon, Breze, Brown of T. Burk, Burns, Burton, Conner, Cook, Cunningham, Depaw, Dowling, Eckles, Elder, Evans, Ferguson, Graham, Hanna of M. Heath, Henderson, Jones, Lee of B. Lee of M. Longley, Lusk, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, McCarty of F. McIntire, McKinney, Morris, Myers, Odell, Puckett, Riley, Storm, Strain, Talbott, Vandever, Vanmetre, Williams, and Wines of V.—47.

And those who voted in the negative were,

Messrs. Baird, Bloomfield, Briggs, Brown of S. Chambers, Crume, Curry, Curtis, Dunn, Fitch, Gird, Guard, Hanna of C. Haymond, Hoobler, Hood, Howell, Hubbard, Huckleby, Jackson, Long, Mace, Maxson, McCarty of P. & N. Miller, Newell, Nicholls, Owen, Pabody, Pepper, Porter, Posey, Powell, Proffitt, Reeve, Rockhill, Rush, Sands, Shook, Smith, Stapp, Steele, Thornton, Watt, Wines of G. & W. Winship, Wright, and Zenor—49.

So said resolution was not adopted.

And then the House adjourned, until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

Mr. McCarty of F. introduced a joint resolution,

No. 147—In relation to a law therein named;

Which was read the first and (the rules of the House having been dispensed with) second and third times, and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

Mr. Miller introduced a bill,

No. 175—To declare a certain road therein named a state road;

Mr. Vandever introduced a bill,

No. 176—To provide for the improvement of the navigation of Lost river;

Mr. Macey introduced a bill,

No. 177—To locate a state road from Westley Goodwins, in Henry county, to the Sulphur springs;

Mr. Berry introduced a bill,

No. 178—To amend an act entitled, "an act to provide for an equitable mode of levying the taxes in this state;"

Mr. Eckles introduced a bill,

No. 179—Declaring certain county roads, in Owen county, state roads;

Mr. Powell introduced a bill,

No. 180—For the formation of a school district, including the town of Shelbyville, in Shelby county;

Mr. Briggs introduced a bill,

No. 181—To incorporate the Vincennes and Terre Haute turnpike company;

Mr. Posey introduced a bill,

No. 182—To amend the act to provide for a general system of internal improvements;

Mr. Puckett introduced a bill,

No. 183—Supplemental to an act to provide for a general system of internal improvements;

Mr. McCarty of P. & N. introduced a bill,

No. 184—To extend the Erie and Michigan canal;

Also—A bill,

No. 185—To locate a state road from Valparaiso to the county of Laporte;

Mr. Ferguson introduced a bill,

No. 186—To incorporate the Jeffersonville Iron Manufacturing company;

Mr. Lee of B. introduced a bill,

No. 187—To establish a certain state road therein named, and for other purposes;

Mr. Vanmetre introduced a bill,

No. 188—Authorising the construction of a road from Rushville to some convenient point on the Wabash and Erie canal;

Mr. Walpole introduced a bill,

No. 189—Supplemental to an act entitled, an act to provide for a general system of internal improvements;

Also—A bill,

No. 190—To declare certain names misprints;

Mr. Stapp introduced a bill,

No. 191—Relating to corporations;

Mr. Pabody introduced a bill,

No. 192—To extend the jurisdiction and powers of the Trustees of the town of Vernon, in Jennings county;

Mr. Long introduced a bill,

No. 193—To locate a state road from Wolfley, in Noble county, in a direction to South Bend, in St. Joseph's county;

Mr. Wright introduced a bill,

No. 194—To amend an act relative to crimes and punishments;

Mr. Burk, from the select committee on that subject, reported a bill,

No. 195—Authorising Paul McCoon, William Avery, and E. F. Call, to erect a dam across the Wabash river;

Mr. Cook, from a select committee on that subject, reported a bill,

No. 196—To locate a certain state road therein named;

Mr. Morris introduced a bill,

No. 197—Amendatory to an act regulating descents, distribution, and dower;

Mr. McCarty of P. & N. introduced a bill,

No. 198—To incorporate the Porter county Seminary;

Mr. Lee of B. introduced a bill,

No. 199—To provide for the election of a Justice of the peace, in Hartsville, in Bartholomew county;

Mr. Burton introduced a bill,

No. 200—To provide for opening and repairing public roads and highways in Clay county;

Mr. Thornton introduced a bill,

No. 201—To amend the several acts now in force in this state, concerning Clerks of circuit courts;

Which were severally read the first time, and passed to a second reading on to-morrow.

Mr. Shook presented the memorial of the School Convention;

Which was read, and referred to the committee on education.

On motion of Mr. Crume,

The bill heretofore laid on the table, providing for the election of certain officers, was taken up, and

Referred to a select committee of Messrs. Crume, Vandever, and Brown of T.

On motion of Mr. Storm,

The bill heretofore laid on the table,

No. 49—Supplemental to an act entitled "an act to provide for a general system of internal improvements,

Was taken up.

Mr. Burton moved to amend said bill by making Brunswick a point on the canal;

Which did not prevail.

On motion of Mr. Jones,

The said bill was amended by adding to the end of the first section, the following:

"And it shall appear upon actual survey and estimate, that the interest of the state will not be injured thereby—"

The said bill was then read a second time, and referred to the committee on canals and internal improvements.

The House then proceeded to the consideration of the orders of the day.

The instructions pending some days ago to the Judiciary committee, to which had been committed bill

No. 81—To provide for a uniform mode of doing county business; (to wit:)

“Said committee be instructed to provide that the county business hereafter, be done by the Justices of the peace in the several counties,

And the ayes and noes being demanded by Messrs. Eckles and Vandever,

Those who voted in the affirmative are,

Messrs. Berry, Breeze, Brown of T. Burk, Burton, Cunningham, Eckles, Elder, Heath, Howell, Lee of B. Mahan, McKinney, Nicholls, Owen, Porter, Riley, Talbott, Vandever, and Zenor—20.

And those who voted in the negative are,

Messrs. Baird, Bennett, Bloomfield, Boon, Briggs, Brown of S. Burns, Conner, Cook, Crume, Curry, Curtis, Depaw, Dowling, Dunn, Fitch, Gale, Gird, Graham, Guard, Hanna of C. Hanna of M. Haymond, Henderson, Hoobler, Hood, Hubbard, Huckleby, Jackson, Jones, Lee of M. Long, Longley, Lusk, Mace, Macey, Marshall of Jackson, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McCarty of P. & N. McIntire, Miller, Morris, Newell, Pabody, Posey, Powell, Puckett, Reeve, Rockhill, Rush, Sands, Shook, Smith, Stapp, Steele, Storm, Strain, Thornton, Vanmetre, Watt, Williams, Wines of V. Wines of G. & W. Winship, Wright, and Mr. Speaker—68.

So said instructions were lost.

And then the House adjourned until to-morrow morning, 9 o'clock.

TUESDAY MORNING, Jan. 10, 1837. 9 o'clock.

The House met pursuant to adjournment.

The following message was received from the Senate by Mr. Test, their principal Secretary.

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives, that they have passed engrossed bills, memorials, and joint resolutions of the House, entitled as follows:

A joint resolution on the subject of the purchase of the Louisville and Portland canal stock.

A memorial and joint resolution of the state of Indiana, asking an appropriation for the public works at Michigan city, Indiana.

An act authorizing the election of an additional Justice of the peace in Franklin township in Owen county.

The latter with an amendment, to which the concurrence of the House is respectfully requested.

They have also passed engrossed bills, and a joint resolution of the Senate entitled as follows, viz:

A joint resolution authorizing the appointment of a committee to revise, compile, and digest the statutory laws;

An act amendatory of an act, entitled an act to regulate the mode of doing county business in the several counties in this state, approved January 19, 1831;

An act to authorize the commissioner of the reserve township of seminary land, to sell certain land therein named.

An act vacating the state road from Troy on the Ohio river, to Washington in Daviess county, *via* Miller's mill;

An act for the formation of the Pleasant run school district in Carroll county;

An act declaring a certain road therein named, a state road;

To which joint resolution and engrossed bills of the Senate, they respectfully ask the concurrence of the House of Representatives.

The bill of the House in the message of the Senate No. 21, as amended by the Senate was read and concurred in.

The joint resolution of the Senate, authorizing the appointment of a committee to revise, compile, and digest the statutory laws.

Bill of the Senate No. 23, amendatory of an act entitled an act to regulate the mode of doing county business, in the several counties in this state (approved January 19, 1831.)

Bill of the Senate No. 34, to authorize the commissioners of reserve township of seminary land, to sell certain land therein named;

Bill of the Senate No. —, vacating the state road from Troy on the Ohio river, to Washington in Daviess county, by way of Miller's mill.

Bill No. 28 of the Senate, for the formation of Pleasant run district in Carroll county, and

No. —, declaring a certain road therein named, a state road;

Were severally read the first time, and passed to a second reading on to-morrow.

The following additional message was received from the Senate by Mr. Test their principal Secretary.

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives, that they have passed engrossed bills of the House entitled,

No. 158—an act to provide for the special session of the Marion circuit court.

No. 84—an act to organize the county of Dekalb, and to locate the Seat of justice thereof.

The latter with an amendment to which the concurrence of the House is respectfully requested.

They have also passed engrossed bills of the Senate entitled as follows, viz:

An act legalizing the sale of the the south east quarter of section sixteen, in the congressional township, No. 14, in Shelby county.

An act to locate a state road from Rushville in Putnam county to Blakesburgh in said county.

An act authorizing the location of a state road,

To which also, they respectfully request the concurrence of the House of Representatives.

The amendment made by the Senate to the bill of the House, No. 84, to organize the county of Dekalb, and to locate the Seat of justice thereof,

Was read and concurred in.

Bills of the Senate in said message No.—, to locate a state road from Russelsville in Putnam county to Blakesburgh in said county.

No.—, authorizing the location of a state road.

No.—, legalizing the sale of the south east quarter of section 16, in congressional township 14, in Shelby county.

Were severally read the first time and passed to a second reading on to-morrow.

The following message was also received from the Senate by Mr. Test, their principal Secretary.

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives that the Senate have passed an engrossed bill therof entitled,

An act to incorporate the Indiana mutual fire insurance company.

To which the concurrence of the House is respectfully requested.

The said bill in the message was read the first time and passed to a second reading on to-morrow.

On motion of Mr. Wright the bill No. 143, to prevent disasters on steam boats, was taken up and amended.

The said bill was then read a second and third times and passed.

Ordered, that the Clerk carry it to the Senate and ask their concurrence therein.

Mr. Depaw, presented the petition of sundry citizens of Washington county, on the subject of the turnpike road from Columbus to Salem,

Which was read and referred to the committee on canals and internal improvements.

Mr. Depaw, presented a communication from Henry C. Monroe, on the subject of the school law,

Which was read and referred to the committee on education.

Mr. Berry presented the remonstrance of sundry citizens of Monroe county, against making Spencer a point on the Jeffersonville and Crawfordsville macadamized road,

Which was read and referred to the committee on canals and internal improvements.

The following message was received from the Governor by Mr. Maguire, his private Secretary.

MR. SPEAKER:

The act which originated in the House of Representatives, entitled an act to provide for a special session of the Marion circuit court, has this day received the approbation and signature of the Governor.

Mr. Wright from the judiciary committee to which had been referred a bill, No. 81, on the subject of a uniform method of doing county business, and the jurisdiction of Justices of the peace, reported the same with an amendment,

Which was read and concurred in.

Mr. Eckles moved to amend said bill, by excepting from the provision all such counties as now do business by Justices of the peace.

Mr. Proffitt moved to indefinitely postpone the bill and pending amendment, and the ayes and noes being demanded by Messrs Eckles and Burton,

Those who voted in the affirmative are,

Messrs. Armstrong, Berry, Briggs, Brown of S., Brown of T. Burk, Burton, Cook, Crume, Cunningham, Dowling, Eckles, Elder, Ferguson, Gird, Hanna, of C., Hanna of M., Hoobler, Hood, Hubbard, Lee of B., Lee of M., Lusk, Mace, Mahan, Marshall of Jackson, McKinney, Morris, Newell, Nicholls, Odell, Porter, Posey, Powell, Proffitt, Puckett, Reeve, Riley, Shook, Smith, Strain, Talbott, Vandever, Vanmetre, Walpole, Winship,—47

Those who voted in the negative are,

Messrs. Baird, Bennett, Bloomfield, Boone, Breeze, Burns, Conner, Curry, Curtis, Depaw, Dunn, Evans, Fitch, Gale, Graham, Haymond, Heath, Henderson, Howell, Huckleby, Jackson, James, Long, Longley, Macey, Marshall of Jeff., Mathews, Maxson, McCarty of F. McCarty of P. and N., McIntire, Miller, Owen, Pabody, Rockhill, Rush, Sands, Stapp, Steele, Storm, Thornton, Watt, Williams, Wines of V., Wines of G. & W. Wright, and Mr. Speaker—47.

So said bill was not indefinitely postponed,

And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

The House met.

Mr. Pepper asked and obtained leave of absence for Mr. Powell until Monday next.

Mr. Storm moved to reconsider the vote taken this morning on the indefinite postponement of the bill No. 81, on the subject of a uniform mode of doing county business, &c.,

And the ayes and noes being demanded by Messrs. Evans and Wright,

Those who voted in the affirmative are,

Messrs. Armstrong, Berry, Bloomfield, Briggs, Brown of S., Brown of T., Burk, Burton, Cook, Crume, Cunningham, Curtis, Dowling, Eckles, Ferguson, Gird, Guard, Hanna of M., Hanna of C., Hoobler, Hubbard, James, Lee of B., Lee of M., Mace, Mahan, Marshall of Jack-McCarty of P. & N., McKinney, Morris, Newell, Nicholls, Odell, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Reeve, Riley, Rush, Shook, Smith Strain, Talbott, Vandever, Vanmetre, Walpole Watt, Winship and Zenor—51.

Those who voted in the negative are,

Messrs. Baird, Bennett, Boone, Breeze, Burns, Conner, Curry, Depaw, Dunn, Evans, Fitch, Gale, Graham, Haymond, Heath, Henderson, Hood, Howell, Huckleby, Jackson, Jones, Long, Longley, Lusk, Marshall of Jeff. Matthews, Maxson, McCarty of F., McIntire, Miller, Myers, Owen, Pabody, Rockhill, Sands, Stapp, Steele, Thornton, Williams, Wines of V., Wines of G. & W. Wright and Mr. Speaker.—43.

So said vote was reconsidered.

The question then recurring on motion, to indefinitely postpone the bill,

And the ayes and noes being demanded by Messrs. Burton and Eckles,

Those who voted in the affirmative are,

Messrs. Armstrong, Berry, Briggs, Brown of S., Brown of T., Burk, Burton, Cook, Conner, Cunningham, Curtis, Eckles, Ferguson, Gird, Guard, Hanna of C., Hanna of M., Hoobler, Hood, Hubbard, James, Lee of B., Mahan, Marshall of Jack., McCarty of P. & N., McKinney, Morris, Myers, Newell, Nicholls, Odell, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Reeve, Riley, Shook, Smith, Strain, Talbott, Vandever, Vanmetre, Walpole, Winship and Zenor—49.

Those who voted in the negative are,

Messrs. Baird, Bennett, Boone, Breeze, Burns, Conner, Curry, Depaw, Dowling, Dunn, Evans, Fitch, Gale, Graham, Haymond, Heath, Henderson, Howell, Huckleby, Jackson, Jones, Lee of M., Long, Longley, Lusk, Marshall of Jeff., Matthews, Maxson, McCarty of F., McIntire, Miller, Owen, Pabody, Rockhill, Rush, Sands, Stapp, Steele, Storm, Thornton, Williams, Wines, of V., Wines of G. & W. Wright and Mr. Speaker—45.

So said bill was indefinitely postponed,

The Speaker then laid before the House, a communication from Messrs. Johnson and Blake, members of the Board of public works,

asking permission to make an explanatory report, to be appended to the one made on Saturday last,

Which was read and granted.

Mr. James asked and obtained leave of absence for Mr. Eggleston, for the remainder of the session.

Mr. Evans from the select committee on that subject, reported a bill No. 202, to authorize Samuel Colman of Fountain county to sell certain town lots in the town of Attica; and also, to make conveyances for certain lots now sold.

Mr. Depaw, from the select committee on that subject, reported a bill No. 203, to legalize the proceedings of the Board of trustees of the Salem presbyterian congregation,

Which were severally read the first time and passed to a second reading on to-morrow.

Mr. Vandever, from the select committee to which was referred a bill of the Senate No. 38, to establish a certain state road therein named in the counties of Perry, Crawford and Orange, reported the same back with two amendments.

Which were read and concurred in.

The said bill as amended was then read a second time and ordered to be engrossed for a third reading on to-morrow.

Mr. Hanna of M. made the following report,

Mr. SPEAKER,

The committee on corporations, to which was referred a bill No. 144, to incorporate the Brookville Insurance Company, have had the same under consideration, and directed me to report the same back to the House with one amendment, which is to strike out the third section from the word 'be' in the 24th line, to the word 'notes' in the 27th line.

And the ayes and noes being demanded by Messrs. Dowling and Briggs,

Those who voted in the affirmative are,

Messrs. Armstrong, Berry, Boone, Briggs, Brown of S., Brown of T. Burns, Burton, Conner, Crume, Dowling, Eckles, Graham, Hanna of C. Hanna of M., Heath, Henderson, Hoobler, Huckleby, Lee of B., Longley, Lusk, Mace, Marshall of Jackson, McKinney, Miller, Myers, Newell, Nicholls, Pabody, Pepper, Posey, Powell, Reeve, Rockhill, Rush, Shook, Steele, Storm, Vandevere, Watt, Williams, Wines of V., Winship and Wright—15.

Those who voted in the negative are,

Messrs. Baird, Bennett, Bloomfield, Cook, Cunningham, Curry, Curtis,

Depaw, Dunn, Evans, Ferguson, Fitch, Gale, Gird, Guard, Haymond, Hood, Hubbard, Jackson, James, Lee of *M.* Long, Mahan, Marshall of Jeff., Matthews, Maxson, McCarty of F. McCarty of P. & N., McIntire, Morris, Odell, Owen, Porter, Riley, Sands, Smith, Stapp, Strain, Talbott, Thornton, Wines of G. & W. Zenor and Mr. Speaker—43.

So said amendment was concurred in.

The said bill as amended was then on motion of Mr. Evans, laid on the table.

Mr. Briggs, from the select committee on that subject, reported a bill No. 204, amendatory of an act entitled an act to incorporate the Carlisle school society,

Mr. Matthews, from the select committee to which was referred a petition on that subject, reported a bill No. 205, to repeal an act to relocate part of the state road leading from Martinsville in Morgan county to Danville in Hendricks county.

Mr. Odell made the following report:

The select committee to whom was referred the petition of Samuel Hoover and others, citizens of the counties of Tippecanoe and Clinton, praying the appointment of Commissioners to relocate the Greencastle and Lafayette state road, in the counties of Clinton and Tippecanoe, have had the subject under their consideration, and now report a bill to the House entitled No. 206,—a bill to relocate a part of the Newcastle and Lafayette state road in the counties of Clinton and Tippecanoe.

Mr. Mahan from the select committee on that subject reported a bill No. 207, to repeal part of an act entitled,

An act regulating the interest of money in the state of Indiana, (approved Feb. 1, 1831.)

Mr. Long from the select committee on that subject, reported a bill No. 208, to locate a state road from Warsaw in Kosciusko county to the Tippecanoe river, at or near the 2nd principal meridian.

Mr. Walpole from the select committee on that subject reported a bill No. 209, to regulate the jurisdiction of Justices of the peace in Hancock county;

All of which were severally read the first time and passed to a second reading on to-morrow.

Mr. Eckles, from the joint committee on enrolled bills reports that they have compared the enrolled with the engrossed joint resolutions originating in the House of Representatives, to-wit:

No. 27—a joint resolution on the subject of the purchase of the Louisville and Portland canal stock, and also:

No. 34—A memorial and joint resolution of the state of Indiana, asking an appropriation for the public works at Michigan city, Indiana; And find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, that the Clerk carry them to the Senate for the signature of their President.

Mr. Eckles from the joint committee on enrolled bills, reports that they did this day present to His Excellency the Governor, for his approval and signature, an enrolled bill of the House of Representatives, No.—, entitled an act to provide for a special session of the Marion circuit court.

Mr. Jones offered the following resolution:

Resolved, That a select committee be appointed and instructed to report a bill to this House, funding the surplus revenue of the United States, which may be received by this state from the United States, and appropriating the interest, to the payment of the interest on loans negotiated or to be negotiated for the purposes of internal improvement; and setting apart to each county now organized, or to be organized during the session of the Legislature, its equal proportion according to population, to be loaned within its limits upon bond and mortgage security, in sums not exceeding \$500, to any person.

Mr. Bloomfield moved to amend said resolution, by striking it out from the resolving clause and inserting the following:

“That the committee on the State Bank be instructed to report a bill increasing the number of branches of the State Bank, to fifteen; and appropriating the amount of the surplus revenue to which the state of Indiana may be entitled under the distribution law, to the creation of stock in said branches, to be issued on as as other bank stock. That 2 per cent, of the nett profits arising from said stock be appropriated to purposes of education, and the balance to the payment of interest on the internal improvement loans for ten years; and at the expiration of said ten years, the whole of said fund to be appropriated to the purposes of education.

Mr. Posey moved to indefinitely postpone the said resolution and pending amendment,

And the ayes and noes being demanded by Messrs. Jones and Lee of B.

Those who voted in the affirmative are,

Messrs. Briggs, Brown of S., Brown of T., Burns, Conner, Cunningham, Elder, Gale, Gird. Hanna of C., Heath, Hoobler, Jackson, James, Long, Lusk, Mace, Mahan, Newell, Nicholls, Owen, Pepper, Porter, Posey, Powell, Proffitt, Rush, Shook, Thornton, Winship, Wright and Zenor—32.

Those who voted in the negative are,

Messrs. Armstrong, Baird, Bennett, Berry, Bloomfield, Boone, Breeze, Burk, Burton, Cook, Crume, Curry, Curtis, Depaw, Dowling, Dunn, Eckles, Evans, Ferguson, Fitch, Graham, Guard, Hanna of M., Haymond, Henderson, Hood, Howell, Hubbard, Huckleby, Jones, Lee of B. Lee of M. Longley, Marshall of Jack., Marshall of Jeff. Matthews, Maxson, McCarty of F. McCarty of P. & N., McIntire, McKinney, Miller, Morris, Pabody, Puckett, Reeve, Riley, Rockhill, Sands,

Smith, Stapp, Strain, Talbott, Vandevere, Watt, Williams Wines of V., Wines of G. & W., and Mr. Speaker—59.

So said resolution and pending amendment were not indefinitely postponed.

Mr. Bloomfield then withdrew his proposed amendment.

On motion of Mr. Hubbard, the said resolution was laid on the table.

Mr. Proffitt offered the following resolution:

Resolved, That a select committee of two from each congressional district, be appointed with instructions to report a bill providing for the distribution of the surplus revenue of the United States which has or may become due to the state of Indiana, by the law of Congress of 23d June, 1836, in the several counties of this state in proportion to the number of taxable polls in each county; and that the whole amount of interest accruing, to be applied to the payment of the interest on the state bonds for purposes of internal improvements for ten years; and the interest after the term of ten years be applied to purposes of common schools.

And before any question was had thereon,

The House adjourned until to-morrow morning 9 o'clock.

—o—

WEDNESDAY MORNING, January 11th, 1837.

The House met.

The Speaker laid before the House the report of N. B. Palmer, exhibiting a list of the expenditures made in and about the Capitol,

Which was read and referred to the committee on public buildings.

The Speaker laid before the House a communication from the Governor, enclosing a design for a monument to be erected on the Tippecanoe Battle Ground;

Which was referred to the same committee to which had been referred that portion of the Governor's message on that subject.

The Speaker also laid before the House the report of the Directors of the Charlestown Savings Institution;

Which was read and referred to the committee on corporations.

Mr. Wright presented the petition of sundry citizens of Parke county in relation to a certain state road;

Which was read and referred to a select committee of Messrs. Wright, Steele and M'Intire.

Mr. Wines of G. and W. presented the petition of Asa Brown, praying relief;

Which was read, and referred to the committee on claims.

Mr. Porter presented the petition of Elias Cline and others, on the subject of a Macadamized road;

Which was read and referred to the committee on canals and internal improvements.

Mr. Porter presented the petition of Francis King and others;

Which was read and referred to a select committee of Messrs Porter and Zenor.

Mr. Breeze presented the petition of Abner Davis, collector of Daviess county;

Which was read and referred to the committee of ways and means.

Mr. Longley presented the petition of sundry citizens of Montgomery county, praying an alteration in the Madison and Lafayette rail road;

Which was read and referred to the committee on canals and internal improvements.

Mr. Marshall of Jeff presented a communication from sundry citizens on the subject of a ferry at Vevay;

Which was read and referred to the committee on the judiciary.

Mr. Lee of B. presented the petition of sundry citizens on the subject of a certain state road;

Which was read and referred to a select committee of Messrs. Lee of B. McKinney and Berry.

Mr. Eckles, from the joint committee on enrolled bills, reports that they did this day present to His Excellency the Governor for his approval and signature, enrolled joint resolutions originating in the House of Representatives of the following titles, to-wit:

No. 34—a memorial and joint resolution of the State of Indiana, asking an appropriation for the public works at Michigan City, Indiana; and

No. 27—A joint resolution on the subject of the purchase of the Louisville and Portland Canal Stock;

And also that they have compared the enrolled with the engrossed joint resolution of the House of Representatives, entitled,

No. 174—a joint resolution in relation to a law therein named;

And find the same truly enrolled.

Mr. Walpole, from the joint committee on enrolled Bills, reports that they have compared the enrolled with the engrossed bills, as follows, to-wit:

No. 21,—an act authorising the election of an additional justice of the peace in Franklin township in Owen county, and in the township of Vienna in Scott county;

No. 82,—an act to organize the county of DeKalb, and locate the seat of justice thereof;

And find the same truly enrolled.

Mr. Sands presented the petition of sundry citizens of Crawford county on the subject of the surplus revenue;

Which was read and laid on the table.

Mr. Briggs made the following report:

MR. SPEAKER:

The committee on the judiciary, to which was referred a resolution

instructing them to inquire into the expediency of authorising that judgments shall bear the same rate of interest, not above ten per cent. for which the instrument calls, upon which said judgments were rendered; have had the same under consideration, and have directed me to report that it is inexpedient to legislate upon the same;

Which was read and concurred in.

Mr. Dowling, from the committee on corporations reported a

Bill, No. 210—to amend an act to incorporate the town of Terre-Haute;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Hanna of *M.*, from the committee on corporations to which had been referred a

Bill, No. 79—to incorporate the New Amsterdam manufacturing company, reported the same back with an amendment;

Which was read and concurred in.

The said bill as amended, was

Ordered to be engrossed for a third reading on to-morrow.

Mr. Burns made the following report:

MR. SPEAKER:

The select committee to which was referred the petition of sundry citizens of Vermilion county, praying a repeal of so much of an act, entitled an act to amend the several acts, regulating the jurisdiction and duties of justices of the peace in the several counties therein named, approved Feb. 7, 1835, as relates to the county of Vermilion, have had the same under consideration, and have directed me to report by

Bill No. 211—to repeal so much of the act, amendatory to the several acts regulating the jurisdiction and duties of justices of the peace in the several counties in this state;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Eckles made the following report:

MR. SPEAKER:

The select committee to whom was referred the petition of James Berry and others, citizens of *Martin* county, praying an alteration in the mode of doing county business in the county of *Martin*; have according to order had the same under consideration, and directed me to report a bill

No. 212—to amend the several acts regulating the mode of doing county business in the county of *Martin*;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Berry, from the select committee on that subject, reported a bill

No. 213—authorising the commissioners of reserve township of seminary lands in Monroe county to cancel certain contracts therein named;

Which was read a first time and passed to a second reading on to-morrow.

Mr. Crume from the select committee to whom was referred a bill No. 3, on the subject of electing United States Senators, and other persons, reported the same back with an amendment;

Mr. Hanna of C. moved to postpone indefinitely the bill and amendment.

And the ayes and noes being demanded by Messrs Dowling and Hanna of C.

Those who voted in the affirmative are

Messrs. Bloomfield, Breeze, Brown of S. Burk, Conner, Cunningham, Gale, Guard, Hanna of C. Hanna of M. Haymond, Hoobler, Jackson, James, Longley, Macey, Mahan Matthews, McCarty of F., McIntire, Nicholls, Odell, Pabody, Posey, Proffitt, Reeve, Rush, Steele, Talbot and Winship—31,

Those who voted in the negative are,

Messrs. Armstrong, Baird, Bennett, Berry, Briggs, Brown of T. Burns, Burton, Cook, Crume, Curry, Curtis, Depauw, Dowling, Dunn, Eckles, Elder, Ferguson, Fitch, Gird, Graham, Heath, Henderson, Hood, Howell, Hubbard, Huckleby, Jones, Lee of B. Lee of M. Long, Lusk, Mace, Marshall of Jack. Marshall of Jeff. Mixson, McCarty of P. and N. Morris, Myers, Newell, Owen, Pepper, Porter, Riley, Rockhill, Shook, Smith, Stapp, Storm, Strain, Thornton, Vandever, Vanmetre, Walpole, Watt, Williams, Wines of V. Wines of G. and W. Wright, Zenor and Mr. Speaker—60.

So said bill and amendment were not indefinitely postponed.

On motion of Mr. Crume,

Said bill was recommitted to a select committee of Messrs. Owen, Porter and Stapp.

And then the House adjourned till 2 o'clock.

2 o'clock, P. M.

The House met.

On motion of Mr. Berry,

Bill No. 64, for the relief of I. B. Richardsville and Francis Godfrey, was taken up.

The said bill was then read a third time and passed.

Ordered, That the clerk carry it to the Senate and ask their concurrence therein.

Mr. Owen from the select committee to which was recommitted a bill

No. 3—providing for the election of United States Senators and other persons;

Reported the same back with an amendment.

Which was read and concurred in;

And the question recurring on engrossing the bill for a third reading;

The ayes and noes being demanded by Messrs. Proffitt and Eckles,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Boone, Briggs, Brown of T., Burns, Cook, Crume, Curry, Curtis, Depaw, Dowling, Eckles, Elder, Ferguson, Fitch, Graham, Heath, Henderson, Hood, Howell, Hubbard, Jones, Lee of B., Lee of M., Long, Mace, Marshall of Jack., Marshall of Jeff., Matthews, McKinney, Morris, Myers, Newell, Odell, Owen, Pepper, Porter, Puckett, Riley, Rockhill, Rush, Smith, Stapp, Steele, Storm, Strain, Thornton, Vandever, Walpole, Watt, Williams, Wines, of V., Wines of G. & W. Wright, Zenor and Mr. Speaker—58.

Those who voted in the negative are,

Messrs. Armstrong, Berry, Breeze, Brown of S., Burk, Burton, Conner, Cunningham, Gale, Gird, Hanna of C., Hanna of M., Haymond, Hoobler, Huckleby, Jackson, James, Longley, Lusk, Macey, Mahan, McCarty of F. McCarty of P. & N., McIntire, Nicholls, Pabody, Posey, Proffitt, Reeve, Sands, Shook, Talbott, Vanmetre, and Winship—34.

So said bill was ordered to be engrossed for a third reading on to-morrow.

Mr. Thornton made the following report:

MR. SPEAKER:

The select committee to which was committed the petition of Daniel McAttee and others of Daviess county praying that a part of said county be attached to Martin county, have according to order had the same under consideration, and have directed me to report

Bill No. 214—straightening permanently and establishing the line between Daviess and Martin counties.

Which was read the first time and passed to a second reading on to-morrow.

The following message was received from the Senate by Mr. Test their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representa-

tives, that they have passed an engrossed joint resolution and bill of the House, entitled as follows, to-wit:

A joint resolution in relation to a law therein named;

An act authorising William M'Cartney, sen. and others, to cut a race from the head of Kankakee into the St. Joseph's river;

The first without amendment, the latter with amendments, to which the concurrence of the House is respectfully requested.

The Senate have also passed engrossed bills thereof entitled as follows, to-wit:

An act to change the name of Fulton to that of Lodi;

An act to establish a state road therein named;

An act supplemental to an act providing for the division of the eighth, and formation of the ninth judicial circuit, and for other purposes—approved Dec. 9, 1836;

To which they respectfully request the concurrence of the House.

Also, they have passed an engrossed joint resolution of the Senate, entitled,—a joint resolution on the subject of the Northern canal;

To which also they respectfully ask the concurrence of the House.

The amendment made by the Senate to the bill of the House, No. 52, authorising William M'Cartney, sen., and others to cut a race from the head of the Kankakee into the St. Joseph's river;

Was read and concurred in.

The following bills of the Senate in said message;

Were read the first time and passed to a second reading on to-morrow, to-wit:

A bill to change the name of Fullerton in Parke county to Lodi;

A bill to establish a state road therein named; and

A bill supplemental to an act providing for the division of the eighth and formation of the ninth judicial circuit, and for other purposes, approved Dec. 9, 1836.

The joint resolution in the message of the Senate on the subject of the Northern Canal;

Was read the first and second times and laid on the table.

The following message was received from the Senate by Mr. Test their secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that the Senate has passed engrossed bills of the House, entitled as follows, to-wit:

An act supplemental to an act, authorising the agent of State to make a deed to a certain lot of land adjoining Indianapolis, called Brick Yard Lot No. 1, to Wilks Reagan, approved Feb. 8, 1836;

An act to repeal a part of the Crawfordsville, Covington and Illinois rail road charter;

An act to incorporate the St. Joseph manual labor institute;

An act to incorporate the trustees of the Western University;

Each without amendment.

They have also passed a joint resolution of the House of Representatives, without amendment, entitled,

A joint resolution relative to officers of the State Bank, and Branches.

Also they have passed engrossed bills of the Senate entitled as follows, to-wit:

An act to incorporate the town of Greensburgh, Decatur county;

An act relative to evidence;

An act to establish a state road from Kirk's cross roads in Clinton county to Michigan City;

An act to relocate a part of the Shelbyville and Vernon State road;

To all of which last named bills of the Senate the concurrence of the House is respectfully requested.

The following bills of the Senate in said message,

Were read the first time and passed to a second reading on to-morrow, to-wit:

A bill to establish a state road from Kirk's to Michigan City;

A bill to incorporate the town of Greensburgh;

A bill relative to evidence; and

A bill to re-locate a part of the Shelbyville and Vernon State road;

The following message was received from the Senate by Mr. Test their secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives that they refuse to concur in the amendments of the House to the engrossed bill of the Senate entitled "An act to establish a certain state road therein named in the counties of Perry, Crawford and Orange.

On motion of Mr. Vandever,

The House insisted on their amendments to the bill contained in the message of the Senate.

The House then proceeded to the consideration of the resolution of Mr. Proffitt, pending at the adjournment on yesterday evening.

Mr. Hanna of C. moved to amend said resolution by striking it out from the resolving clause, and inserting the following:

"That there be a select committee appointed of seven persons, to draft a bill distributing so much of the surplus revenue of the General Government as may accrue to the share of Indiana, by act of Congress of June last, among the several organized counties, and those that may be organized this session of the Legislature, in proportion to the number of polls of each; and that said money be loaned by an agent in each county, in sums not exceeding \$500 to one individual, nor to any body corporate or politic, at a rate of interest equal to eight per cent. nett; and that said agent require each borrower to file a bond with at least two freehold securities, to be approved by said agent—and that half the amount of interest accruing on said surplus revenue be applied to the payment of interest on the State bonds to carry on

works of internal improvements; and the balance to be applied to the use of district schools; and that there be another apportionment made in 1842.

A division of the question being called for,

The question was then put on striking out, and decided in the negative.

Mr. Bloomfield moved to amend said resolution, by striking it out from the resolving clause, and inserting the following:

Resolved, That, in the opinion of this House, the surplus revenue to which this State may be entitled, ought to be funded in such manner as to produce the greatest amount of interest, and enable the State to refund the same, or any part thereof, pursuant to the terms prescribed by the law of Congress, with the least difficulty.

Resolved, That the creation of additional bank stock, to be issued on as other bank stock, is the only method of funding by which such a result can be arrived at.

Resolved, That two per cent. of the interest of said fund ought to be appropriated to the purposes of education, and the balance to the payment of interest on internal improvement loans for ten years, after which time the whole amount of interest ought to be applied to the purposes of education.

Resolved, That the committee on the State Bank, be directed to report a bill in accordance with the preceding resolutions.

A division of the question being called for, to-wit, on striking out,

And the ayes and noes being demanded by Messrs. Briggs and Proffitt,

Those who voted in the affirmative are,

Messrs. Baird, Bloomfield, Boone, Briggs, Brown of S., Brown of T. Cunningham, Curtis, Dunn, Fitch, Gird, Hanna of M., Haymond, Hoobler, Hood, Hubbard, James, Jones, Mace, Marshall of Jeff., Maxson, McCarty of F. McIntire, Morris, Nicholls, Pabody, Rockhill, Smith, Stapp, Steele, Talbott, Thornton, Williams, and Wright—36.

Those who voted in the negative are,

Messrs. Armstrong, Bennett, Berry, Breeze, Burk, Burns, Burton, Conner, Cook, Crume, Curry, Depaw, Dowling, Eckles, Elder, Ferguson, Gale, Graham, Hanna, of C., Heath, Henderson, Howell, Huckleby, Jackson, Lee of B., Lee of M., Long, Longley, Lusk, Macey, Mahan, Marshall of Jackson, Mathews, McCarty of P. and N., McKinney, Myers, Newell, Odell, Owen, Posey, Proffitt, Puckett, Reeve, Rush, Sands, Shook, Storm, Strain, Vandeveer, Vanmetre, Walpole, Watt, Wines of V., Wines of G. & W. Winship, Zenor and Mr. Speaker—57.

So said motion to strike out was lost.

Mr. Owen moved to amend said resolution by striking out and inserting the following:

Resolved, That a select committee of two members from each congressional district, be appointed with instructions to report a bill providing for the distribution of the surplus revenue of the United States, which has or may become due to the state of Indiana, by the law of Congress of the 23d June 1836, in the several representative districts of this state, in proportion to the number of taxable polls in each of said districts; that the said revenue be loaned out by an authorized agent in each of said districts, on real estate—security to be at least equal to the amount loaned, improvements not estimated; and at a rate of interest netting eight per cent; that of the interest annually accruing thereon, six per cent. be applied to the payment of the state bonds for the purposes of internal improvement, and two per cent. for the purposes of common schools, for ten years; the whole of the interest at the expiration of that time to be applied to the purposes of common schools.

And the ayes and noes being demanded by Messrs. Eckles and Vanverre,

Those who voted in the affirmative are,

Messrs. Armstrong, Bennett, Briggs, Brown of S., Burns, Cunningham, Dunn, Elder, Ferguson, Fitch, Gale, Gird, Hanna of C., Heath, Henderson, Hoobler, Huckleby, James, Long, Longley, Lusk, Mace, Maxson, Morris, Newell, Nicholls, Owen, Pabody, Pepper, Porter, Sey, Rush, Shook, Steele, Thornton, Walpole, Winship and Zenor 38.

Those who voted in the negative are,

Messrs. Baird, Berry, Bloomfield, Boone, Breeze, Brown of T., Burk, Burton, Cook, Crume, Curry, Curtis, Depaw, Dowling, Eckles, Graham, Hanna of M., Haymond, Hood, Howell, Hubbard, Jackson, Jones, Lee of B., Lee of M., Macey, Mahan, Marshall of Jeff. Marshall of Jack. Matthews, McCarty of F., McCarty of P. & N., McCreire, McKinney, Myers, Odell, Proffitt, Puckett, Reeve, Riley, Rockhill, Sands, Smith Stapp, Storm Strain, Talbott, Vandever, Vanmetre, Watt, Williams, Wines of V., Wines of G. & W. Wright and Mr. Speaker.—56.

So said resolution was not stricken out.

Mr. Brown of T. moved to amend said resolution by substituting the following.

Resolved, That the committee on the affairs of the State Bank, be instructed to report to this House, a bill creating the several branches of the State Bank as agents of the state, for the purpose of funding the surplus revenue accruing to Indiana, among the several counties of the state according to representation, for a term of years, upon real security, at a rate of interest not exceeding ten per cent. The mortgagees in all cases defraying the expenses necessarily incurred in funding the same as aforesaid, and paying annually in advance the interest agreed upon, applying the whole amount of interest for ten years to

meet the interest payable upon the bonds of the state executed for purposes of internal improvement, and the whole of the interest after that time to be appropriated for the benefit of common schools,

When Mr. Proffitt called for the previous question, which was sustained.

The question then recurring on putting the main question, it was decided in the affirmative;

And on the question shall said resolution be adopted,

And the yeas and noes being demanded by Messrs. Vandever and Eckles,

And those who voted in the affirmative are,

Messrs. Armstrong, Baird, Bennet, Berry, Boone, Breeze, Brown of T., Burk, Conner, Cook, Crume, Cunningham, Curry, Depaw, Dowling, Eckles, Ferguson, Graham, Guard, Hanna of M., Haymond, Heath, Henderson, Howell, Jackson, Jones, Lee of B., Lee of M., Long, Longly, Macey, Marshall of Jack., Marshall of Jeff., Matthews, McCarty of F., McCarty of P. & N., McIntire, McKinney, Morris, Myers, Odell, Pabody, Proffitt, Pucket, Riley Storm, Strain, Talbot, Thornton, Vandever, Vanmetre, Watt, Williams, Wines of V., and Mr. Speaker—56.

Those who voted in the negative are,

Messrs. Bloomfield, Briggs, Brown of S., Burns, Burton, Curtis, Dunn, Elder, Fitch, Gale, Gird, Hanna of C., Hoobler, Hood, Hubbard, Huckleby, James, Lusk, Mace, Maxson, Newell, Nicholls, Owen, Pepper, Porter, Posey, Reeve, Rockhill, Rush, Sands, Shook, Smith, Stapp, Steel, Walpole, Wines of G. & W., Winship, Wright and Zenor—39.

So said resolution was adopted.

Whereupon,

The Speaker appointed the following committee, contemplated by the said resolution, to-wit:

Messrs. Proffitt, Howell, Marshall of Jeff., Depaw, Briggs, Talbott, Baird, Odell, Smith, Bennett, Dunn, Reeve, Lee of B. and Fitch.

Mr. Wright moved the adoption of the following resolution;

Resolved, That the Board of internal improvements be requested to lay before this House, a statement of the number of engineers employed in the public works of this state; setting forth, particularly the name of said engineer, his grade, salary, and the work on which he is employed.

And before any question was had thereon, the hour allotted to the discussion of resolutions expired.

Mr. M. Carty of P. & N. introduced a joint resolution No. 215, on the subject of erecting a bridge over the Kankakee river in Porter and Newton counties, which was (the rules of the House having first been dispensed with) read the first, second, and third times and passed.

Ordered, that the Clerk carry it to the Senate and ask their concurrence therein.

The following bills were introduced by Mr. Jones; a bill No. 216—funding the surplus revenue;

By Mr. Stapp, No. 217—permanently fixing the line between Jefferson and Clark counties;

By Mr. Storm, No. 218—supplemental to an act entitled an act to provide for a general system of internal improvements;

By Mr. Dowling, No. 219—to amend an act entitled an act to regulate the mode of doing county business; (approved Feb. 27, 1835.)

By Mr. Cook, No. 220—to locate a state road in the counties of Madison and Delaware;

By Mr. Hood, No. 221—supplemental to an act to incorporate the State Bank, &c.;

By Mr. Burton, No. 222—to incorporate the Clay county seminary;

By Mr. Macey, No. 223—regulating crimes and punishments;

By Mr. Burton, No. 224—to revive the corporation of Bowlinggreen in Clay county;

By Mr. Gale, No 225—to change the name of the town of Mongoquinong to that of Lima;

Which were severally read the first times and passed to a second reading on to-morrow.

Mr. Posey introduced a bill, No. 226—to amend an act entitled an act dividing congressional districts; (approved Jan. 8, 1833.)

Which was read the first time, and (the rules of the House being dispensed with) was read a second time;

And, on motion, the House resolved itself into committee of the whole on the bill just named,

Mr. Zenor in the chair, and after some time spent therein, the committee rose and reported the same to the House without amendment.

The said bill was then laid on the table;

And then the House adjourned until to-morrow morning, 9 o'clock.

THURSDAY MORNING, January 12th, 1837.

The House met pursuant to adjournment.

The Speaker laid before the House three several communications from the Canal Fund Commissioners;

Which were read, and referred to the committee on the Canal Fund.

Ordered, That three hundred copies thereof be printed for the use of this House.

On motion,

Leave of absence was granted to Messrs. Bloomfield and Burk.

The House then proceeded to the consideration of the orders of the day.

Bill, No. 83—To incorporate the New Albany and Mount Carmel rail road company;

Was read the third time and passed.

On motion of Mr. Evans,

The joint resolution of the Senate on the subject of the Northern Canal,

Was taken up, amended,

And read the third time, and passed.

Bill, No. 48—For the equal distribution of the three per cent. fund;

Was read the third time, and

On the question, shall said bill pass?

The ayes and noes being demanded by Messrs. Pepper and Jones,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Bennett, Berry, Boon, Briggs, Breeze, Brown of S. Burns, Burton, Conner, Cook, Crume, Cunningham, Curry, Curtis, Depaw, Dowling, Eckles, Elder, Evans, Ferguson, Fitch, Gale, Graham, Hanna of C. Hanna of M. Haymond, Hender-on, Hoobler, Hood, Howell, Hubbard, Huckleby, Jackson, Lee of B. Lee of M. Long, Longley, Lusk, Mace, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McCarty of P. & N. McIntire, McKinney, Miller, Myers, Newell, Nicholls, Odell, Owen, Pabody, Pepper, Porter, Posey, Puckett, Reeve, Riley, Rockhill, Rush, Sands, Shook, Smith, Stapp, Storm, Strain, Talbott, Thornton, Vandever, Vaumetre, Watt, Williams, Wines of V. Wines of G. & W. Winship, Zenor, and Mr. Speaker—84.

And those who voted in the negative are,

Messrs. Brown of T. Dunn, Guard, Jones, and Wright—5.

So said bill passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

Bill, No. 110—To amend the act to incorporate the town of Indianapolis; and

Joint resolution, No. 68—On the subject of the Cumberland road;

Were severally read the third time, and passed.

Ordered, That the Clerk carry them to the Senate, and ask their concurrence therein.

Bill, No. 98—To amend an act entitled, an act for the promotion of Agriculture;

Was read the third time, and

On the question, shall said bill pass?

The ayes and noes being demanded by Messrs. Vandever and Storm,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Briggs, Breeze, Brown of S. Brown of T. Conner, Cook, Dowling, Dunn, Elder, Evans, Ferguson, Fitch, Gird, Guard, Hanna of C. Hanna of M. Heath, Henderson, Hood, Howell, Huckleby, James, Jones, Long, Longley, Lusk, Mace, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, Maxson, McCarty of F. McIntire, Miller, Myers, Odell, Owen, Pabody, Pepper, Riley, Rockhill, Rush, Shook, Smith, Stapp, Steele, Storm, Talbott, Thornton, Walpole, Wines of V. Wines of G. & W. and Wright—55.

And those who voted in the negative are,

Messrs. Armstrong, Berry, Boon, Burns, Burton, Conner, Cunningham, Curtis, Depaw, Gale, Haymond, Hoobler, Hubbard, Lee of B. Lee of M. Matthews, McCarty of P. & N. McKinney, Newell, Nicholls, Porter, Posey, Puckett, Reeve, Sands, Strain, Vandever, Vanmetre, Watt, Williams, Winship, Zenor, and Mr. Speaker—32.

So said bill passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

On motion of Mr. Howell,

The vote taken on the passage of the bill,

No. 83—To incorporate the New Albany and Mount Carmel railroad company;

Was re-considered.

On motion of Mr. Thornton,

Said bill was recommitted to a select committee.

Ordered, That Messrs. Thornton, Porter, Miller, Sands, and Proffitt, be that committee.

Bill, No. 85—To incorporate the Fort Wayne and Maumee bridge company;

Bill, No. 105—To legalize the sale of school lands in Fountain and Spencer counties;

No. 53—To legalize the sale of a part of a school section in Warrick county;

No. 100—To provide for draining Lost creek, in Vigo county; and

Bill of the Senate,

No. —To amend an act authorising certain persons therein named, to erect a dam across the St. Joseph's river;

Were severally read the third time, and passed.

Bill, No. —Providing for the election of United States' senators, and other officers;

Was read the third time, and

On the question, shall this bill pass?

The ayes and noes being demanded by Messrs. Evans and Talbott,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Boon, Briggs, Brown of T. Burns, Cook, Crume, Cunningham, Curry, Curtis, Depaw, Dowling, Dunn, Eckles, Elder, Ferguson, Fitch, Heath, Henderson, Hood, Howell, Hubbard, Huckleby, Long, Mace, Marshall of Jackson, Marshall of Jefferson, Matthews, Maxson, Morris, Newell, Odell, Owen, Pepper, Porter, Puckett, Riley, Rockhill, Rush, Smith, Stapp, Steele, Storm, Strain, Thornton, Vandever, Walpole, Watt, Williams, Wines of V. Wines of G. & W. Wright, Zenor, and Mr. Speaker—56.

Those who voted in the negative are,

Messrs. Armstrong, Berry, Breeze, Brown of S. Burton, Conner, Evans, Gale, Gird, Guard, Hanna of C. Hanna of M. Haymond, Hoobler, Jackson, James, Lee of M. Longley, Lusk, Macey, Mahan, McCarty of F. McCarty of P. & N. McIntire, Miller, Nicholls, Pabody, Posey, Reeve, Sands, Shook, Talbott, Vanmetre, and Winship—34.

So said bill passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The House met pursuant to adjournment.

Bill, No. 79—To incorporate the New Amsterdam Manufacturing company;

Was read a third time, and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

Bill, No. 103—To increase the compensation of the Governor of state and other officers;

Was read the second time:

When,

Mr. Crume moved to amend said bill by inserting, after the word "Assembly," in the 7th line, these words: "also all witnesses and jurors, whilst attending the circuit courts, shall be allowed one dollar and twenty-five cents per day."

And the ayes and noes being demanded by Messrs. Crume and Eckles,

Those who voted in the affirmative are,

Messrs. Armstrong, Bennett, Berry, Boon, Briggs, Conner, Crume, Cunningham, Curry, Curtis, Gale, Haymond, Heath, Hubbard, Lee of B. Lee of M. Longley, Morris, Myers, Nicholls, Owen, Porter,

Proffitt, Riley, Rush, Shook, Stapp, Steele, Vandevceer, Watt, Williams, Wines of G. & W. Zenor, and Mr. Speaker—34.

And those who voted in the negative are,

Messrs. Baird, Brown of S. Brown of T. Burns, Burton, Cook, Depaw, Dowling, Dunn, Eckles, Elder, Evans, Ferguson, Fitch, Gird, Graham, Guard, Hanna of C. Hanna of M, Henderson, Hoobler, Hood, Howell, Huckleby, Jackson, James, Jones, Long, Lusk, Mace, Macey, Mahan, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McCarty of P. & N. McIntire, Miller, Newell, Odell, Pabody, Posey, Puckett, Reeve, Rockhill, Sands, Smith, Storm, Strain, Talbott, Thornton, Vanmetre, Walpole, Wines of V. Winship, and Wright—57.

So said amendment was not adopted.

Mr. Crume moved to strike out all after the word "provided" in the seventh line of said bill, (to wit:) so much as relates to the additional compensation of Speaker of the House of Representatives, and President of the Senate:

And the ayes and noes being demanded by Messrs. Eckles and Burton,

Those who voted in the affirmative are,

Messrs. Armstrong, Bennett, Berry, Boon, Briggs, Burns, Burton, Crume, Cunningham, Depaw, Dowling, Dunn, Eckles, Elder, Gale, Guard, Haymond, Heath, Henderson, Hoobler, Howell, Hubbard, Huckleby, James, Jones, Lee of B. Lee of M. Long, Longley, Lusk, Mahan, Marshall of Jackson, McCarty of F. McCarty of P. & N. McIntire, McKinney, Miller, Nicholls, Odell, Porter, Posey, Puckett, Riley, Sands, Shook, Smith, Strain, Talbott, Vandevceer, Vanmetre, Walpole, Watt, Williams, Wines of V. Wright, Zenor, and Mr. Speaker—56.

And those who voted in the negative are,

Messrs. Baird, Breeze, Brown of S. Brown of T. Burk, Conner, Cook, Curry, Curtis, Evans, Ferguson, Fitch, Gird, Graham, Hanna of C. Hanna of M. Hood, Jackson, Mace, Macey, Marshall of Jefferson, Matthews, Maxson, Morris, Myers, Newell, Owen, Pabody, Proffitt, Reeve, Rockhill, Rush, Stapp, Steele, Storm, Thornton, Wines of G. & W. and Winship—38.

So said amendment was adopted.

Mr. Rockhill moved to amend said bill by providing that the Governor shall receive two thousand five hundred dollars per annum for his services.

A division of the question being called for, (to wit:) on striking out;

And the ayes and noes being demanded by Messrs. Rockhill and Briggs,

Those who voted in the affirmative are,

Messrs. Baird, Boon, Briggs, Brown of T. Burk, Conner, Cook, Curry, Dowling, Dunn, Evans, Fitch, Gird, Guard, Hood, James, Jones, Mace, Macey, Marshall of Jefferson, Matthews, Maxson, Morris, Myers, Proffitt, Riley, Rockhill, Talbott, Thornton, Wines of V. and Wines of G. & W.—31.

And those who voted in the negative are,

Messrs. Armstrong, Bennett, Berry, Breeze, Brown of S. Burns, Burton, Crume, Cunningham, Curtis, Depaw, Eckles, Elder, Ferguson, Gale, Graham, Hanna of C. Hanna of M. Haymond, Heath, Henderson, Hoobler, Howell, Hubbard, Huckleby, Jackson, Lee of B. Lee of M. Long, Longley, Lusk, Mahan, Marshall of Jackson, McCarty of F. McCarty of P. & N. McIntire, McKinney, Miller, Newell, Nicholls, Odell, Owen, Pabody, Porter, Posey, Puckett, Reeve, Rush, Sands, Shook, Smith, Stapp, Steele, Storm, Strain, Vandever, Vanmetre, Walpole, Watt, Williams, Winship, Wright, Zenor, and Mr. Speaker—64.

And so said amendment was lost.

Mr. Dowling moved to amend said bill by fixing the Governor's salary at two thousand dollars;

A division of the question being called for, (to wit:) on striking out,

And the ayes and noes being demanded by Messrs. Dowling and Eckles,

And those who voted in the affirmative were,

Messrs. Baird, Boon, Briggs, Brown of T. Conner, Cook, Dowling, Dunn, Evans, Fitch, Guard, Hood, James, Jones, Mace, Macey, Marshall of Jefferson, Matthews, Maxson, Morris, Owen, Pepper, Proffitt, Riley, Rockhill, Talbott, Thornton, Wines of V. Wines of G. & W. and Wright—30.

And those who voted in the negative were,

Messrs. Armstrong, Bennett, Berry, Breeze, Brown of S. Burk, Burns, Burton, Crume, Cunningham, Curtis, Depaw, Eckles, Elder, Ferguson, Gale, Gird, Graham, Hanna of C. Hanna of M. Haymond, Heath, Henderson, Hoobler, Howell, Hubbard, Huckleby, Jackson, Lee of B. Lee of M. Long, Longley, Lusk, Mahan, Marshall of Jackson, McCarty of F. McCarty of P. & N. McIntire, McKinney, Miller, Odell, Pabody, Porter, Posey, Puckett, Reeve, Rush, Sands, Shook, Smith, Stapp, Strain, Vandever, Vanmetre, Walpole, Watt, Williams, Winship, Zenor, and Mr. Speaker—59.

So said amendment was not adopted.

Mr. Strain moved to amend said bill by striking out, in the third line of the first section, after the words supreme court, "fifteen hundred dollars," and insert "twelve hundred."

A division of the question being called for, (to wit:) on striking out,

And the ayes and noes being demanded, by Messrs. Eckles and Strain,

Those who voted in the affirmative are,

Messrs. Bennett, Berry, Boon, Briggs, Burns, Burton, Curtis, Depaw, Dowling, Eckles, Elder, Gale, Haymond, Hubbard, Lee of M. Pabody, Puckett, Riley, Sands, Steele, Strain, Talbott, Vandever, Walpole, and Williams—24.

And those who voted in the negative are,

Messrs. Baird, Breeze, Brown of S. Brown of T. Burk, Conner, Cook, Crume, Cunningham, Curry, Dunn, Evans, Ferguson, Fitch, Gird, Graham, Guard, Hanna of C. Hanna of M. Heath, Henderson, Hoobler, Hood, Howell, Huckleby, Jackson, James, Jones, Lee of B. Long, Longley, Lusk, Mace, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, McCarty of F. McCarty of P. & N. McIntire, McKinney, Miller, Morris, Myers, Newell, Nicholls, Odell, Owen, Pepper, Porter, Posey, Proffitt, Reeve, Rockhill, Rush, Shook, Smith, Stapp, Thornton, Vanmetre, Watt, Wines of V. Wines of G. & W. Winship, Wright, Zenor, and Mr. Speaker—70.

So said motion was lost.

Mr. Eckles moved to indefinitely postpone said bill,

And the ayes and noes being demanded by Messrs. Eckles and Burton,

Those who voted in the affirmative are,

Messrs. Berry, Boon, Briggs, Brown of S. Crume, Dowling, Eckles, Gale, Heath, Lee of B. McKinney, Puckett, Sands, Strain, Talbott, Vandever, Vanmetre, Walpole, and Williams—19.

And those who voted in the negative are,

Messrs. Armstrong, Baird, Bennett, Breeze, Brown of T. Burk, Burns, Burton, Conner, Cook, Cunningham, Curry, Curtis, Depaw, Dunn, Elder, Evans, Ferguson, Fitch, Gird, Graham, Guard, Hanna of C. Hanna of M. Haymond, Henderson, Hoobler, Hood, Howell, Hubbard, Huckleby, Jackson, James, Jones, Lee of M. Long, Longley, Lusk, Mace, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McCarty of P. & N. McIntire, Miller, Morris, Myers, Newell, Nicholls, Odell, Owen, Pabody, Pep-

per, Porter, Posey, Proffitt, Reeve, Riley, Rockhill, Rush, Shook, Smith, Stapp, Steele, Thornton, Watt, Wines of V. Wines of G. & W. Winship, Wright, Zenor, and Mr. Speaker—76.

So said bill was not indefinitely postponed.

Mr. Dowling moved to amend said bill by striking out "three dollars per day," as compensation to the members of the General Assembly, and inserting "two dollars."

On motion of Mr. Evans,

The said amendment was amended by striking out "two dollars" and inserting "*one dollar and twenty five cents!*"

The question then recurring on the amendment as amended, it was decided in the negative.

Mr. Lee of B. moved the previous question, which was sustained.

The main question was then ordered to be put, (to wit:)

On engrossing the bill for a third reading.

And the ayes and noes being demanded by Messrs. Burton and Eckles,

Those who voted in the affirmative are,

Messrs. Baird, Breeze, Brown of T. Burk, Conner, Cook, Curry, Curtis, Dunn, Evans, Ferguson, Fitch, Gird, Graham, Guard, Hanna of C. Hanna of M. Haymond, Heath, Hoobler, Hood, Howell, Hubbard, Huckleby, Jackson, James, Jones, Lee of M. Long, Longley, Mace, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McCarty of P. & N. McIntire, Morris, Nicholls, Owen, Pabody, Pepper, Porter, Posey, Proffitt, Reeve, Smith, Stapp, Steele, Thornton, Wines of V. Wines of G. & W. and Mr. Speaker—56.

And those who voted in the negative are,

Messrs. Armstrong, Bennett, Berry, Boon, Briggs, Brown of S. Burns, Burton, Crume, Cunningham, Depaw, Dowling, Eckles, Elder, Gale, Henderson, Lee of B. Lusk, McKinney, Miller, Myers, Newell, Odell, Puckett, Riley, Rockhill, Rush, Sands, Shook, Storm, Strain, Talbott, Vandever, Vanmetre, Walpole, Watt, Williams, Winship, Wright, and Zenor—40.

So said bill was ordered to be engrossed for a third reading.

The rules of the House having been dispensed with, the said bill was read a third time;

And on the question, shall said bill pass?

The ayes and noes being demanded by Messrs. Eckles and Burton,

Those who voted in the affirmative are,

Messrs. Baird, Breeze, Brown of T. Burk, Conner, Cook, Curry,

Curtis, Dunn, Evans, Ferguson, Fitch, Gird, Graham, Guard, Hanna of C. Hanna of M. Haymond, Hoobler, Hood, Howell, Hubbard, Huckleby, Jackson, James, Jones, Long, Longley, Mace, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McCarty of P. N. McIntire, Morris, Nicholls, Owen, Pabody, Pepper, Porter, Posey, Proffitt, Reeve, Rush, Smith, Stapp, Steele, Thornton, Wines of V. Wines of G. & W. and Mr. Speaker—55

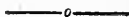
And those who voted in the negative are,

Messrs. Armstrong, Bennett, Berry, Boon, Briggs, Brown of S. Burns, Burton, Crume, Cunningham, Depaw, Dowling, Eckles, Elder, Gale, Henderson, Lee of B. Lee of M. Lusk, McKinney, Miller, Myers, Newell, Odell, Puckett, Riley, Rockhill, Sands, Shook, Storm, Strain, Talbott, Vandever, Vanmetre, Walpole, Watt, Williams, Winship, Wright, and Zenor—40.

So said bill passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

And then the House adjourned until to-morrow morning, 9 o'clock.



FRIDAY MORNING, January 13th, 1837.

The House met pursuant to adjournment.

No. 115—A joint resolution on the subject of revising the laws;

Was read the second time, and

Laid on the table.

Bill, No. 116—To regulate the jurisdiction of Justices of the peace in the county of Tippecanoe;

Bill, No. 117—To amend the charter of the Vevay Seminary;

Were severally read the second times, and passed to a third reading on to-morrow.

Mr. Eckles, from the joint committee on enrolled bills, reports, that they have compared the enrolled joint resolution entitled—“A joint resolution on the subject of the Northern canal, with the engrossed, and find the same truly enrolled.

The following message was received from the Governor, by Mr. Maguire, his private secretary:

MR. SPEAKER,

The Governor has approved and signed,

An act to incorporate the Trustees of the Asbury University, which originated in the Senate; and

An act to incorporate the Peru Collegiate Institute;

A joint resolution on the subject of the purchase of the Louisville and Portland Canal stock; and

A memorial and joint resolution of the state of Indiana, asking an appropriation for the public works at Michigan city, Indiana, which originated in the House of Representatives.

The following message was received from the Senate, by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed engrossed bills of the House, entitled

An act to provide for draining Lost creek, in Vigo county;

An act to increase the compensation of the Governor of the state and other officers; each without amendments.

Mr. Eckles, from the joint committee on enrolled bills, reports—That they did this day present to His Excellency, the Governor, for his approval and signature, the following bills—entitled acts,

No. 21—An act authorising the election of an additional Justice of the peace, in Franklin township, in Owen county, and in the township of Vienna, in Scott county; also,

An act, (No. 84,) entitled an act to organize the county of Dekalb, and to locate the seat of justice thereof; also,

A joint resolution, (No. 174,) entitled, a resolution in relation to a law therein named.

Mr. Walpole, from the joint committee on enrolled bills, reports—That they have compared an enrolled bill (No. 3,) which originated in the Senate, entitled "an act to amend an act to authorise certain persons therein named to erect a dam across the St. Joseph river, approved Feb. 6th, 1836," with the engrossed bill, and find the same truly enrolled.

Bill, No. 118—To provide for establishing the southern boundary line of Wells county;

Was read the second time, and referred to a select committee of Messrs. Vanmetre, Burk, and Rockhill.

Bill, No. 119—To provide for establishing the western boundary line of Jay county;

Was read the second time, and referred to a select committee of Messrs. Vanmetre, Burk, and Rockhill.

Bill, No. 120—To encourage the apprehension of horse thieves, and other fugitives from justice in Washington county;

Was read the second time, and passed to a third reading on to-morrow.

No. 121—Joint resolution relative to the order of the Secretary of the Treasury of the United States;

Was read a second time;

When,

Mr. Crume moved to lay said resolution on the table:

And the ayes and noes being demanded by Messrs. Bennett and Proffitt,

Those who voted in the affirmative are,

Messrs. Armstrong, Berry, Boon, Briggs, Brown of S. Brown of T. Burns, Burton, Crume, Curtis, Depaw, Dowling, Dunn, Eckles, Elder, Fitch, Gird, Graham, Guard, Hanna of C. Henderson, Jackson, James, Lee of M. Long, Longley, Lusk, Marshall of Jackson, Maxson, Miller, Myers, Owen, Pabody, Pepper, Riley, Rockhill, Rush, Shook, Stapp, Steele, Storm, Strain, Talbott, Vandever, Watt, Williams, Wines of V. and Wright—48.

And those who voted in the negative are,

Messrs. Baird Bennett, Breeze, Burk, Conner, Cook, Cunningham, Curry, Evans, Ferguson, Gale, Hanna of M. Haymond, Heath, Hoobler, Hood, Howell, Hubbard, Huckleby, Jones, Mace, Macey, Mahan, Marshall of Jefferson, Matthews, McCarty of F. McCarty of P. & N. McIntire, Newell, Nicholls, Odell, Porter, Posey, Proffitt, Puckett, Reeve, Sands, Smith, Thornton, Vanmetre, Walpole, Wines of G. & W. Winship, Zenor, and Mr. Speaker—45.

So said joint resolution was laid on the table.

Bill, No. 124—To legalize the election of a Probate Judge in Kosciusko county;

Was read the second time, and passed to a third reading on tomorrow.

Bill, No. 125—Authorizing the board of commissioners in Washington county, to fund certain monies therein named;

Was read a second time, and referred to a select committee of Messrs. Depaw, Strain, and Huckleby.

Bill, No. 126—Supplemental to an act entitled, "an act to provide for a general system of internal improvement," (approved Jan. 27th, 1836;)

Was read a second time, and.

On the question, shall said bill be engrossed for a third reading?

The ayes and noes being demanded by Messrs. Evans and Burton,

Those who voted in the affirmative are,

Messrs. Armstrong, Briggs, Brown of S. Burns, Conner, Dowling, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Hanna of C. Hanna of M.

Heath, Hoobler, Huckleby, James, Long, Lusk, Mace, Marshall of Jackson, Maxson, Newell, Nicholls, Owen, Pepper, Porter, Posey, Proffitt, Puckett, Rush, Sands, Shook, Thornton, Wright, and Zenor—39.

Those who voted in the negative are,

Messrs. Baird, Bennett, Berry, Boon, Breeze, Brown of T. Burk, Burton, Cook, Crume, Cunningham, Curry, Curtis, Depaw, Dunn, Evans, Graham, Haymond, Henderson,, Hood, Howell, Hubbard, Jackson, Jones, Lee of M. Longley, Macey, Mahan, Marshall of Jefferson, Matthews, McCarty of F. McCarty of P. & N. McIntire, Miller, Myers, Odell, Pabody, Reeve, Riley, Rockhill, Smith, Stapp, Steele, Strain, Talbott, Vandever, Vanmetre, Watt, Williams, Wines of V. Wines of G. & W. Winship, and Mr. Speaker—54.

So said bill was lost.

Bill, No. 127—To revive and continue in force an act entitled, "an act to incorporate the town of Rome, in Perry county;

Was read a second time, and ordered to be engrossed for a third reading on to-morrow.

Bill, No. 128—To locate a state road from Portersville, in Porter county, to the Illinois state line;

Was read a second time, and referred to the committee on roads.

Bill, of the Senate, No. 8—To legalize the election of Probate Judge, in Fulton county;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Joint resolution of the Senate, No. 10—Relative to constructing a harbor at Lake Michigan;

Was read the second time, and

On motion of Mr. Maxson,

Said joint resolution was indefinitely postponed.

Bill of the Senate, No. 13—For the relief of George Brodick;

Was read a second time, and referred to the committee on claims.

Bill, No. 15, of the Senate—To legalize the election and acts of H. P. De Bruler, as Probate Judge, in Pike county;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Joint resolution of the Senate, No. 18—on the subject of the Cumberland road;

Was read a second time, and

On the question, shall said joint resolution be engrossed for a third reading on to-morrow?

It was decided in the negative.

Bill of the Senate—To incorporate the Laurel Savings Institution and Insurance company;

Was read a second time, and referred to the committee on corporations.

On motion of Mr. Eckles,
 Bill, No. 30—Supplemental to an act entitled, "an act to provide for a general system of internal improvements—(approved, Jan. 27th, 1836:)

Was taken from the table.

The said bill was read a second time, and referred to a select committee of Messrs. Eckles, Berry, and Dunn.

On motion of Mr. Eckles,

The following instructions were given to said committee, (to wit:)

"To provide for a survey by way of Spencer, having due regard to cost, distance, and commerce."

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

Mr. Dunn moved to reconsider the vote taken this morning on the engrossment of the bill,

No. 126—Supplemental to an act to provide for a general system of internal improvement;

The ayes and noes being demanded by Messrs. Evans and Jones,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Briggs, Brown of S. Burns, Conner, Dunn, Elder, Ferguson, Gale, Gird, Guard, Heath, Huckleby, James, Long, Longley, Lusk, Mace, Macey, Marshall of Jackson, Maxson, Miller, Newell, Nicholls, Owen, Pepper, Porter, Posey, Proffitt, Puckett, Reeve, Rush, Sands, Shook, Wines of V. Wright and Zenor—38.

And those who voted in the negative are,

Messrs. Bennett, Berry, Boon, Breeze, Brown of T. Burk, Burton, Cook, Crume, Cunningham, Curry, Curtis, Depaw, Evans, Graham, Hanna of C. Haymond, Hender-on, Hoobler, Hood, Howell, Hubbard, Jackson, Jones, Lee of M. Mahan. Marshall of Jefferson, Matthews, McCarty of F. McIntire, Morris, Myers, Odell, Pabody, Riley, Rock-hil, Smith, Stapp, Steele, Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Watt, Williams, Wines of G. & W. Winship, and Mr. Speaker—51.

So said vote was not reconsidered.

On motion of Mr. Porter,

Mr. Zenor was added to the select committee to which was referred the bill to incorporate the New Albany and Mount Carmel rail road company.

On motion.

Mr. Puckett was added to the select committee to which was referred a bill to divide Jay county.

Joint resolution of the Senate, No. 20—Relative to adjusting the boundary line between the states of Indiana and Ohio;

Was read a second time, and amended.

The said joint resolution was then ordered to be engrossed for a third reading on to-morrow.

Bill of the Senate, No. 25—To organize the county of Steuben;

Was read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 62—To incorporate certain turnpike companies therein named;

Was read the third time, and committed to a select committee of Messrs. Stapp, Marshall of Jefferson, and Pabody.

On motion of Mr. McCarty of F.

The vote heretofore taken on concurring in the report of the committee on corporations on the bill,

No. 144—To incorporate the Brookville Insurance company;

Was reconsidered.

The question recurring on concurrence in said report,

It was decided in the negative.

The said bill was then ordered to be engrossed for a third reading on to morrow.

On motion of Mr. Hubbard,

The vote taken this morning on the joint resolution on the subject of the Cumberland road, was reconsidered;

And the question recurring on engrossing the joint resolution for a third reading, it was decided in the affirmative.

The said joint resolution was then read a third time and passed.

Bill No. 26, of the Senate, to organize Lake county;

Was read a second time and passed to a third reading on to morrow.

On motion of Mr. Miller,

Bill No. 60, to change the mode of doing county business in the county of Gibson;

Was taken from the table.

The said bill was then read a second time, and ordered to be engrossed for a third reading on to-morrow.

On motion of Mr. Stapp,

Bill No. 4, repealing certain acts regulating the mode of doing county business in the county of Greene;

Was taken from the table.

The said bill was then read a second time, and

Ordered to be engrossed for a third reading on to-morrow.

On motion of Mr. Graham,

Bill No. 11, changing the time of holding elections for township officers in the county of Warrick;

Was taken from the table.

The said bill was then read a second time, and

Ordered to be engrossed for a third reading on to-morrow.

On motion of Mr. Burk,

Bill No. 80, to change the mode of doing county business in the county of Huntington;

Was taken from the table.

The said bill was then read a second time, and

Ordered to be engrossed for a third reading on to-morrow.

Mr. Evans moved to take from the table a joint resolution

No, 23, relative to the province of Texas;

And the ayes and noes being demanded by Messrs. Brown of T. and Proffitt,

Those who voted in the affirmative are

Messrs. Baird, Bennett, Boon, Briggs, Breeze, Burk, Conner, Cunningham, Curry, Evans, Gale, Haymond, Hood, Huckleby, James, Macey, Mahan, Marshall of Jack. McCarty of F., McCarty of P. and N. Miller, Morris, Newell, Nicholls, Porter, Proffitt, Reeve, Riley, Rockhill, Rush, Sands Thornton, and Mr. Speaker—33.

Those who voted in the negative are,

Messrs. Armstrong, Berry, Brown of S. Brown of T. Burns, Burton, Cook, Crume, Curtis, Depauw, Dunn, Eckles, Elder, Ferguson, Fitch, Gird, Graham, Hanna of C. Hanna of M. Heath, Henderson, Hoobler, Howell, Hubbard, Jackson, Jones, Lee of M. Long, Longley, Lusk, Mace, Matthews, Maxson, McIntire, Myers, Odell, Owen, Pabody, Pepper, Posey, Puckett, Shook, Smith, Stapp, Steele, Storm, Strain, Talbot, Vandever, Vanmetre, Walpole, Watt, Williams, Wines of V. Wines of G. and W. Winship, Wright, and Zenor—58.

So said joint resolution was not taken from the table.

Bill of the Senate No. 42, to incorporate the Carroll county Seminary;

Was read a second time and referred to the committee on corporations.

Bill No. 129, authorising D. A. Rawlings to sell certain real estate therein named;

Was read the second time, and

Ordered to be engrossed for a third reading on to-morrow.

Bill No. 130, to vacate a part of the Indianapolis, Centreville and Richmond State Road;

Was read a second time, and referred to the same select committee on that subject.

Bill No. 131. to re-locate a part of the Indianapolis and Fort Wayne state road, and for other purposes,

No. 132, joint resolution in relation to the three per cent. fund;

Bill No. 133, to appropriate a part of the three per cent. fund in Orange county;

Were severally read the second times, and passed to a third reading on to-morrow.

Bill No. 134, to locate a state road from *Warsaw* in *Kosciusko* county to *Lima* in *Lagrange* county;

Was read the second time, and referred to the committee on roads.

Bill No. 135, to incorporate the *Bloomfield* and *White river* Insurance company;

Was read a second time and committed to the committee on corporations.

Mr. Hoobler introduced a bill

No. 227, to relocate a bridge and part of a certain state road therein named;

Which was read the first time and passed to a second reading on to-morrow.

Bill No. 136, amendatory of an act regulating the practice in suits at law;

Which was read a second time and passed to a third reading on to-morrow.

Bill No. 137, to incorporate the *White river* Bridge Company;

Was read a second time, and referred to the committee on corporations.

Bill No. 138, supplemental to an act to enable the school commissioners of the several counties in this State to correct the returns of the Collectors;

Was read a second time.

The said bill was then amended, and

Ordered to be engrossed for a third reading on to-morrow.

Bill No. 139, to authorize the Governor to appoint commissioners for taking acknowledgments of deeds in other States

Was read a second time and passed to a third reading on to-morrow.

Bill No. 140, amendatory of an act entitled an act to prevent frauds and perjuries in this State;

Was read the second time, and laid on the table.

Bill No. 142, to provide for the election of a justice of the peace in *New Amsterdam*;

Was read a second time and passed to a third reading on to-morrow.

Bill. No. 145, to locate a state road from *Americus* in *Tippicanoe* county, to *Delphi* in *Carroll* county;

Was read the second time, and committed to the committee on roads:

Joint resolution of the Senate, No. 80, to the President and Congress of the United States on the subject of the surplus revenue;

Was read the second time.

Mr. Brown of T. moved to lay said joint resolution on the table;

And the ayes and noes being demanded by Messrs. Proffitt and Evans,

Those who voted in the affirmative are,

Messrs. Berry, Brown of S., Brown of T. Burns, Crume, Depaw, Dowling, Dunn, Eckles, Elder, Fitch, Gird, Graham, Guard, Hanna,

of C. Hoobler, Howell, Jackson, Lee of M., Long, Longley, Lusk, Macey, Marshall of Jackson, Miller, Myers, Owen, Pepper, Riley, Rockhill, Rush, Steele, Storm, Talbott, Vandever, Vanmetre, Watt, and Wright—38.

Those who voted in the negative are,

Messrs. Armstrong, Baird, Bennett, Boone, Briggs, Breeze, Burk, Burton, Conner, Cook, Cunningham, Curry, Evans, Ferguson, Gale, Haymond, Henderson, Hood, Hubbard, Huckleby, James, Jones, Mace, Mahan, Marshall of Jeff., Mathews, McCarty of F., McCarty of P. and N., McIntire, Morris, Newell, Nicholls, Odell, Pabody, Porter, Posey, Proffitt, Puckett, Reeve, Sands, Snook, Smith, Stapp, Strain, Thornton, Walpole, Williams, Wines of V., Wines of G. & W. Winship, Zenor and Mr. Speaker—52.

So said joint resolution was not laid on the table.

The resolution was then amended by striking out so much as relates to the President of the United States, and governors of the several states, and

On motion of Mr. Thornton,

Was committed to a select committee of two from each congressional district.

Mr. Graham introduced a bill

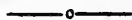
No. 228, to legalize the proceedings of the board of commissioners of Warrick county, at their January term, 1837;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Pepper introduced the petition of William Gerrard & Co, for a charter for a steam mill;

Which was read and referred to the committee on corporations.

And the House adjourned until to-morrow morning 9 o'clock.



SATURDAY MORNING, 9 o'clock, Jan. 14th, 1837.

The House met pursuant to adjournment.

The Speaker laid before the House a report from the directors of the Lawrenceburgh and Indianapolis rail road company;

Which was read and referred to a select committee of Messrs. Dunn, Elder, Pepper, Gird, Powell, and Hanna of M.

On motion of Mr. Thornton,

The following resolution, the rules of the House having been dispensed with, was read and adopted:

Resolved, That the rules heretofore adopted for the transaction of

business in this House, be changed during the remainder of the session, as follows, viz:

At 10, A. M. of each day, if not previously reached, the orders of the day shall be taken up, and after 11, A. M., bills ordered to a third reading shall be brought on, in order that they may be passed and sent to the Senate.

At 2 P. M., bills, resolutions, and other matters committed to the committee of the whole House, shall be taken up and acted upon, and upon the arrival of the hours aforesaid, it shall be the duty of the Speaker, if the House should be engaged in the discussion of any previous order, immediately to arrest the same, and proceed without motion to the next class of orders, and upon resolutions simply proposing an inquiry, and motions to lay on the table, no discussion shall be had, except when the previous question shall be called, but the same shall be decided without amendment or debate.

Mr. Walpole from the joint committee on enrolled bills, reports that they have compared the enrolled with the engrossed bill which originated in the House of Representatives, No. 63, entitled an act to authorize Ezra Baker, jr. to build a mill dam near Coffee Island, on the Wabash river; and find the same truly enrolled.

Bill No. 79, of the Senate, authorising the Commissioner of the Michigan road, to correspond with the Commissioner of the General Land Office;

Was read a second time and passed to a third reading on to-morrow.

Joint resolution No. 146, relative to procuring tract books;

Was read a second time, and laid on the table.

Joint resolution No. 147—directing the secretary of state to furnish the county of Porter with ten copies of the revised laws of 1831;

Was read a second time and passed to a third reading on to-morrow.

Bill No. 148—to incorporate the Indianapolis Masters and Joiners' Company;

Was read a second time and referred to the committee on corporations.

Joint resolution of the Senate, No. 81, in relation to the improvement of the southern coast of Lake Michigan;

Bill of the House, No. 149, to incorporate the town of Bloomfield;

Were severally read the second times and passed to a third reading on to-morrow.

Bill No. 150, to provide for the improvement of the Michigan road north of Indianapolis;

Was read a second time,

When,

Mr. Vandever moved to indefinitely postpone said bill;

And the ayes and noes being demanded by Messrs. Vandever and Shook,

Those who voted in the affirmative are,

Messrs. Berry, Cook, Depaw, Graham, Haymond, Pabody and Vandever—7.

Those who voted in the negative are,

Messrs. Armstrong, Baird, Bennett, Boone, Briggs, Breeze, Brown of S. Brown of T. Burk, Burns, Burton, Conner, Crume Cunningham, Curry, Curtis, Dowling, Dunn, Elder, Evans, Ferguson, Fitch, Gale, Gird, Guard, Hanna of C. Hanna of M. Heath, Henderson, Hoobler, Hood, Howell, Hubbard, Huckleby, Jackson, James, Jones, Lee of M. Long, Longley, Lusk, Mace, Macey, Mahan, Marshall of Jack. Marshall of Jeff. Maxson, McCarty of F. McCarty of P. & N. McIntire, Miller, Morris, Newell, Nicholls, Odell, Owen, Pepper, Porter, Posey, Proffitt, Puckett, Reeve, Riley, Rockhill, Rush, Sands, Shook, Smith, Stapp, Steele, Storm, Strain, Talbott, Thornton, Vanmetre, Walpole, Watt, Williams, Wines of V. Winship, Wright, Zenor and Mr. Speaker—83.

Mr. Dunn moved to amend said bill by adding an additional section;

And, before any question was had, the hour allotted for the consideration of bills on the second reading had expired.

The following message was received from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that they have passed an engrossed preamble and joint resolution without amendment entitled as follows:

A preamble and joint resolution on the subject of erecting a bridge across the Kankakee river in Porter and Newton counties.

They have also passed engrossed bills of the Senate, entitled as follows:

An act to authorize a change in part of the state road from Mooresville by Danville to Crawfordsville;

An act to organize the county of Wells;

An act relating to state roads.

To all of which engrossed bills of the Senate, the concurrence of the House is respectfully requested.

Bills in the message of the Senate to authorize a change in a part of the state road from Mooresville to Crawfordsville;

No. 29—to organize Wells county;

No. 33—relating to state roads;

Were severally read the first times and passed to a second reading on to-morrow.

The following message was received from the Senate by Mr. Test their secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives, that they have passed engrossed bills of the House entitled as follows:

An act to incorporate the Williamsport Warren county Bridge company;

An act to prevent accidents on steam boats;

Each with amendments in which the concurrence of the House is respectfully requested.

They also have passed an engrossed bill of the Senate entitled,

An act to incorporate the Eel river manufacturing company;

In which also they respectfully request the concurrence of the House.

The House concurred in the first amendment made by the Senate to the bill of the House, to incorporate the Williamsport bridge company;

And refused to concur in their second amendment.

The amendment made by the Senate to the bill of the House, to prevent disasters on steam boats;

Was read, which, together with the bill, was laid on the table.

Bill in the message of the Senate, to incorporate the Eel river manufacturing company;

Was read the first time and passed to a second reading on to-morrow.

Bill No. 116—to regulate the jurisdiction of Justices of the peace in Tippecanoe, Orange and Warren counties;

No. 117—to amend the charter of the Vevay seminary;

No. 120—to encourage the apprehension of horse thieves and other fugitives from justice in Washington county;

No. 20—joint resolution of the Senate relative to the appointment of commissioners, to adjust the boundary line between the states of Indiana and Ohio;

Bill of the House No. 128—supplemental to an act to enable the school commissioners to correct the returns of collectors;

No. 124—to legalize the election of Probate Judge in Kosciusko county;

No. 127—to revive and continue in force an act to incorporate the town of Rome in Perry county;

No. 8, of the Senate, to legalize the election and acts of H. P. De-braler, probate judge in Pike county;

No. 25, of the Senate, to organize the county of Steuben;

Bill of the House, No. 144—to incorporate the Brookville insurance company;

No. 26 of the Senate, to organize Lake county;

No. 60—to change the mode of doing county business in Gibson county;

No. 4—repealing certain acts regulating the mode of doing county business in Green county;

No. 11—changing the time of holding elections for township officers in Warrick county;

No. 80—changing the mode of doing county business in the county of Huntington;

No. 129—to authorize Daniel A. Rawlings to sell certain real estate;

Joint resolution No. 132—on the subject of the three per cent. fund.

Bill No. 133—to appropriate a part of the three per cent. fund in Orange county;

No. 136—amendatory of an act regulating the practice of suits at law;

Were severally read the third times and passed.

Ordered, that the Clerk carry the said bills of the House to the Senate and ask their concurrence therein.

Bill No. 139—to authorize the Governor of the state to appoint commissioners, to take acknowledgements of deeds in other states;

Was read the third time;

And on the question, shall said bill pass;

The ayes and noes being demanded by Messrs. Burton and Vandever,

And those who voted in the affirmative are,

Messrs. Baird, Brown of T., Burk, Burns, Conner, Dunn, Elder, Evans, Fitch, Gale, Guard, Heath, Macey, Maxson, McCarty of P. & N., Morris, Owen, Pabody, Pepper, Posey, Puckett, Smith, Thornton and Wright—24

Those who voted in the negative are,

Messrs. Armstrong, Bennett, Berry, Boone, Briggs, Breeze, Brown of S., Burton, Crume, Cunningham, Curry, Curtis, Depaw, Dowling, Ferguson, Gird, Graham, Hanna of C. Hanna of M. Haymond, Henderson, Hoobler, Hood, Howell, Hubbard, Huckleby, Jackson, Lee of M. Long, Longley, Lusk, Mace, Mahan, Marshall of Jack, Marshall of Jeff, McCarty of F. McIntire, Miller, Myers, Newell, Nicholls, Odell, Porter, Reeve Riley, Rockhill, Rush, Sands, Shook, Stapp, Steele, Storm, Strain, Talbott, Vandever, Varmetre, Walpole, Watt, Williams, Wines of V. Winship and Zenor—62.

So said bill did not pass.

Bill No. 142—to provide for the election of a Justice of the peace in New Amsterdam;

Was read a third time and passed.

On motion of Mr. Crume,

The vote taken on the passage of bill No. 136, amendatory of an act regulating the practice in suits at law,

Was reconsidered.

The said bill was then committed to the committee on the judiciary.

On motion of Mr. Crume,

The vote heretofore taken on the bill authorizing the sale of certain lots in the town of Indianapolis,

Was reconsidered.

On motion,

The said bill was referred to a select committee of Messrs. Crume, Morris and Owen.

The House resumed the consideration of the bill No. 150, to provide for the improvement of the Michigan road north of Indianapolis;

And the question being on the amendment proposed by Mr. Dunn, before any question was had thereon,

The House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

The House met.

On motion of Mr. Stapp.

The House resolved itself into committee of the whole, on bill No. 82—to amend the act entitled an act to organize and regulate the militia of the State of Indiana, (approved Feb. 10. 1831,) together with a bill and resolution on that subject.

Mr. Hubbard in the Chair, and after some time spent therein, the committee rose, and Mr. Hubbard reported the bill to the House with sundry amendments;

Which were read and concurred in.

Mr. Wright moved to strike out so much as repeals that part of the law giving the militia fines to the use of county seminaries;

And the ayes and noes being demanded by Messrs. Evans and Wright,

Those who voted in the affirmative are,

Messrs. Brown of S. Conner, Curtis, Depaw, Gale, Graham, Haymond, Henderson, Hoobler, Macy, Mahan, M. Carty of F., Newell, O'lell, Pabody, Pepper, Porter, Proffitt, Smith, Winship, Wright, Zenor and Mr. Speaker—23.

Those who voted in the negative are,

Messrs. Armstrong, Baird, Bennett, Berry, Boone, Briggs, Breeze, Brown of T. Burk, Burns, Burton, Cook, Crume, Cunningham, Dowling, Dunn, Eckles, Elder, Evans, Fitch, Gird, Guard, Hanna of C., Hanna of M., Heath, Hood, Howell, Huckleby, Jackson, James, Jones, Lee of M. Long, Loughy, Luck, Mice, Marshall of Jack., Marshall of Jeff., Maxson, McIntire, Miller, Morris, Nicholls, Poscy, Reeve, Riley, Rockhill, Rush, Sands, Shook, Stapp, Steele, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Want and Williams—C0.

So said amendment was not adopted.

Mr. Crume moved to amend said bill, by striking out 'two dollars' for failing to attend muster, and insert 'one dollar.'

A division of the question being called for, to wit—on striking out,

And the ayes and noes being demanded by Messrs. Strain and Crume,

Those who voted in the affirmative are,

Messrs. Bennett, Berry, Boone, Briggs, Brown of S. Brown of T. Burton, Conner, Crume, Cunningham, Curtis, Depaw, Dowling, Eckles, Elder, Ferguson, Gale, Guard, Haymond, Henderson, Hoobler, Hood, Howell, Lusk, Macey, Mahan, Marshall of Jeff. Maxson, McCarty, of F. McCarty of P. & N. McIntire, Newell, Odell, Pabody, Porter, Proffitt, Puckett, Reeve, Rockhill, Sands, Smith, Talbott, Williams, Wright, Zenor and Mr. Speaker—46.

And those who voted in the negative are,

Messrs. Armstrong, Breeze, Burk, Burns, Cook, Dunn, Evans, Fitch, Gird, Graham, Hanna of C., Hanna of M., Heath, Hubbard, Huckleby, Jackson, James, Jones, Lee of M. Long, Longley, Mace, Marshall of Jack. Miller, Morris, Nicholls, Owen, Pepper, Posey, Riley, Rush, Shook, Stapp, Steele, Strain, Thornton, Vandever, Vanmetre, Walpole, Watt and Winship—41.

So said motion to strike out prevailed.

Mr. Hoobler, moved to indefinitely postpone said bill, and pending amendment;

And the ayes and noes being demanded by Messrs. Hoobler and Burton,

Those who voted in the affirmative are,

Messrs. Bennett, Brown of S. Burton, Conner, Curtis, Depaw, Ferguson, Gale, Guard, Haymond, Henderson, Hoobler, Hubbard, Macey, Mahan, McIntire, Newell, Odell, Pabody, Puckett, Smith, Wright and Mr. Speaker—23

Those who voted in the negative are,

Messrs. Armstrong, Baird, Berry, Boone, Briggs, Breeze, Brown of T. Burk, Burns, Cook, Crume, Cunningham, Dowling, Dunn, Eckles, Elder, Evans, Fitch, Gird, Graham, Hanna of C. Hanna of M. Heath, Hood, Howell, Huckleby, Jackson, James, Jones, Lee of M. Long, Longley, Lusk, Mace, Marshall of Jack. Marshall of Jeff. Maxson, McCarty of F. McCarty of P. & N. Miller, Morris, Nicholls, Owen, Pepper, Porter, Posey, Proffitt, Reeve, Riley, Rockhill, Rush, Sands, Shook, Stapp, Steele, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Watt, Williams, Winship and Zenor—65.

So said bill was not indefinitely postponed.

On motion of Mr. Pepper,

The clerk was filed with 'one dollar and fifty cents,' as the fine for failing to attend muster.

On motion of Mr. Miller,

Said bill was amended by adding an additional section, inflicting a fine on such as may refuse to accept of commissions.

Mr. Eckles moved, further to amend said bill, by striking out of the 18th section in the sixth line, 'sixty six and two third cents,' and insert 'one dollar;'

Which motion was lost.

Mr. Jones moved to strike out the seventeenth section;

When Mr. Dunn moved the previous question;

Which was sustained.

The question then recurring—"shall the main question now be put?"

It was decided in the affirmative;

And on the question, shall said bill be engrossed for a third reading on to-morrow;

The ayes and noes being demanded by Messrs. Barton and Dunn;

Those who voted in the affirmative are,

Messrs. Baird, Berry, Boone, Briggs, Breeze, Brown of T. Burk, Burns, Cook, Cunningham, Dowling, Dunn, Elder, Evans, Fitch, Gird, Graham, Hanna of C. Hanna of M. Heath, Jackson, Lee of M. Long, Longley, Marshall of Jeff. Marshall of Jeff. Maxon, McCarty of P. & N. Miller, Morris, Nicholls, Pepper, Posey, Shook, Stapp, Steele, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Watt, Williams, Winship, and Zenor—48.

And those who voted in the negative are,

Messrs. Armstrong, Bennett, Brown of S. Burton, Conner, Crume, Curtis, Depaw, Eckles, Gale, Guard, Haymond, Henderson, Hoobler, Howell, Hubbard, Huckleby, Jones, Lusk, Macey, Mahan, McCarty of F. Newell, Odell, Porter, Puckett, Riley, Rockhill, Sands, Smith, Wright and Mr. Speaker—31.

So said bill was ordered to be engrossed for a third reading on to-morrow.

On motion of Mr. Posey,

Resolved, that the committee on education enquire into the expediency of so amending the law incorporating congressional townships, and for providing for public schools therein, as to authorize the treasurer of any such township to draw upon the school commissioners of his county, for any monies, falling to the share of said township; on the first Mondays of January, April, July and October, in each year, instead of the first Monday of March annually, as is now provided by said act, also to provide for immediate distribution of said township funds by the treasurer thereof, respectively to the district trustees of said township.

And the House adjourned until to-morrow morning 9 o'clock.

MONDAY MORNING, Jan. 16, 1837, 9 o'clock

The House met pursuant to adjournment.

On motion of *Mr. Briggs*,

The vote taken on the resolution adopted on Saturday, fixing the order of business, was reconsidered; and,

On motion of *Mr. Briggs*,

Said resolution was amended by striking it out from the resolving clause and inserting the following:

Resolved, That the rules heretofore adopted for the transaction of business in this House be changed during the remainder of the session, as follows, to wit:

At 11 o'clock A. M. if not previously reached, bills upon their third reading, shall be taken up.

At 2 o'clock P. M., bills upon their second reading shall be taken up.

At 3 o'clock P. M., bills committed to a committee of the whole shall be acted upon, and after they are disposed of, the House shall resume the consideration of bills upon their second reading.

Upon resolutions simply proposing an enquiry, and upon motions to lay on the table, no discussion shall be permitted, except when the previous question is called.

Mr. Strain presented the petition of *Henry C. Monroe* and others, on the subject of free people of color participating in the free school fund;

Which was referred to the committee on education.

Mr. Crume presented the petitions of sundry citizens of *Fayette* county, praying an appropriation out of the three per cent. fund, to construct a bridge across the west fork of *White water* river at *Connersville*;

Which was referred to a select committee of Messrs. *Crume*, *Bennett*, *Watt*, and *McCarty* of *F.*

Mr. Hood presented the petition of sundry citizens, of *Wabash* and *Miami* counties, praying a change in the location of the state road leading from *Peru* to *Wabash* town;

Which was referred to the committee on roads.

Mr. Wines of *G. & W.* presented the petition and remonstrance of sundry citizens of the counties of *Grant* & *Wabash* on the subject of relocating a certain state road therein named;

Which were referred to the committee on roads.

Mr. Dunn presented the petition of *Hedley Ketcham*, and others, praying the location of a certain state road therein named;

Which was referred to the committee on roads.

Mr. Dunn presented the petition of *Amanda Smith*, praying a divorce from her husband *R. P. Smith*;

Which was referred to a select committee of Messrs. *Dunn*, *Pepper* and *James*.

Mr. Dunn presented the petition of D. Newitt and others, praying for a law authorizing the county board to lay taxes for road and bridge purposes, in Darbarn county;

Which was referred to the committee on roads.

Mr. Burk, presented the petition of Benjamin W. Hawkins and others, praying the location of a state road therein named;

Which was referred to the committee on roads.

Mr. Armstrong presented the remonstrance of Joseph Bowman and others, against a change in the line between the counties of Clark and Jefferson;

Which was laid on the table.

Mr. Berry presented the petition of Moses Jones and others, of Bartholomew county, praying the location of a state road therein named;

Which was referred to a select committee of Messrs. Berry, Lee of B., and McKinney.

Mr. Berry, presented the petition of Asa Whaley and others, praying to be attached to Monroe county;

Which was laid on the table.

Mr. Burns presented the petition and remonstrance of sundry citizens of Vermillion county, on the subject of the location of a certain state road therein named;

Which were referred to the committee on roads.

Mr. Cunningham presented the petition of P. P. Johnston and others, praying for compensation for following and apprehending a felon;

Which was referred to the committee on roads.

Mr. Steele presented the petition of Joseph M. Hays and others, praying for a branch of the New Albany and Crawfordsville rail or macadamized road;

Which was referred to the committee on canals and internal improvements.

Mr. Stapp, presented a petition of James Glover and Nelson Sargeant, praying an alteration in the line between the counties of Jefferson and Clark;

Which was laid on the table.

Mr. Wright presented the petition of A. H. Frink and others, praying for a branch of the New Albany and Crawfordsville rail or macadamized turnpike road;

Which was referred to the committee on canals and internal improvements.

Mr. Porter presented the petition of Frederick Mauck and others, praying that the name of the town of Mauckport in Harrison county, may be changed to Newmarket;

Which was referred to a select committee of Messrs. Porter & Zenor.

Mr. Shook presented the petition of Asa Davis and others, citizens of Decatur and Ripley counties, on the subject of a state road therein named;

Which was referred to a select committee of Messrs. Shook, Dunn, James and Elder.

Mr. Maxson presented the petition of sundry citizens of Michigan city praying an amendment to their city charter;

Which was referred to the committee on corporations.

On motion of Mr. Longley,

The petition of Joshua Wright and others, on the subject of the state road leading from Greenfield in Hancock county, to Lebanon in Boone county,

Was taken from the table and referred to a select committee of Messrs. Walpole and Longley.

Mr. Lee of M. presented a petition and remonstrance on the subject of changing the name of the town of Somerset in Montgomery county;

Which were referred to the committee on the judiciary.

Mr. Strain presented the communication of William Rodman;

Which was laid on the table.

Mr. Sands presented the petition of sundry citizens on the subject of a turnpike road from Mount Carmel to New Albany;

Which was read and referred to the committee on canals and internal improvements.

Mr. Miller presented the defence of Asa C. Mills, Justice of the peace in Gibson county, in answer to charges preferred against him by J. J. Kirkman;

Which was read and referred to the committee on the judiciary.

Mr. Burk presented the petition of sundry citizens of Huntington county, on the subject of building a bridge across Clear creek in said county;

Which was read and referred to a select committee of Messrs. Burk, Wines of G. & W. and Rockhill.

Mr. Gird presented the petition of Jas. Lisher and others, praying the passage of a law to legalize the proceedings of the certain trustees therein named;

Which was read and referred to the same select committee to which a petition on the same subject was heretofore referred.

Mr. Wines of G. & W. presented the petition of J. Barlow and others, praying for a state road therein named;

Which was read and referred to the committee on roads.

Mr. Curtis presented the petition of John Thornburgh and others, praying the incorporation of a company to construct a turnpike road from Richmond to Morgantown;

Which was read and referred to a select committee of Messrs. Curtis, Henderson, Macey, Puckett and Smith.

Mr. Walpole presented the petition of Jonathan Dunbar and others citizens of Hancock county, praying for the location of a state road therein named;

Which was laid on the table.

Mr. Walpole presented the petition of N. Crawford and others, praying that the town of Greenfield in Hancock county may be incorporated;

Which was laid on the table.

Mr. Walpole presented the petition of William Curry and others, citizens of Hancock county, praying a change in the jurisdiction of Justices of the peace in said county;

Which was laid on the table.

Mr. Miller presented the remonstrance of Edmund Fields and others, citizens of Gibson county, against a change in a certain state road therein named;

Which was read and referred to the committee on canals and internal improvements.

Mr. Burk presented the petition of Joseph Evans, praying relief;

Which was read and referred to the committee on claims.

Mr. Gale presented the petition of James McConnell and others, praying an amendment to the Buffalo and Mississippi rail road charter;

Which was read and referred to the committee on corporations.

Mr. Mixson presented the petition of sundry citizens of Hudson on the subject of a rail road;

Which was read and referred to the committee on corporations.

Mr. Morris presented the petition of J. M. Moore and others, praying the passage of a law, for certain purposes therein named;

Which was read and referred to the committee on the affairs of the town of Indianapolis.

Mr. Morris presented the petition of sundry citizens of Marion county, praying the incorporation of a certain school district therein named;

Which was read and referred to a select committee of Messrs Morris, Hanna of M., Longley and Powell.

Mr. Watt, presented the petition of sundry citizens of the counties of Union and Wayne, praying for a charter for a turnpike road from Brownsville to Cambridge city;

Which was read and referred to a select committee of Messrs. Watt, Bennett, Hubbard and Bloomfield.

Mr. Thornton presented the petition of Henry S. Wilson and others of Floyd county, praying for the incorporation of the Farmers and Mechanics savings and insurance institution of Floyd county;

Which was read and referred to the committee on corporations.

Mr. Thornton presented the petition of Capt. Jocelyn and company, praying for an act of incorporation;

Which was read and referred to the committee on military affairs.

Mr. Thornton presented the petition of Wm. N. Ayres and others, citizens of Georgetown, Floyd county, praying for an act of incorporation for said town;

Which was read and referred to the committee on corporations.

Mr. Thornton presented the petition of M. W. Sellers and others citizens of Clark and Floyd counties, praying for the location of a road from New Albany to Lexington;

Which was read and referred to a select committee of Messrs. Thornton, Armstrong and Ferguson.

Mr. Vanmetre was added to the select committee to which was heretofore referred a petition in relation to a certain turnpike.

Mr. Rockhill presented the petition of Robert Hood, praying relief; Which was read and referred to the committee on claims.

Mr. Morris presented the petition of sundry citizens of Marion county, praying a change in the location of a certain state road therein named;

Which was read and referred to a select committee of Messrs. Morris and Hanna of M.

Mr. Talbott presented the petition of sundry citizens of Putnam county in relation to the state road leading from Greencastle to Lebanon,

Which was read and referred to a select committee of Mr. Talbott.

The Speaker laid before the House, a communication from the Treasurer of state in relation to the surplus revenue.

Mr. Stapp from the judiciary committee, made the following report:

MR. SPEAKER:

The judiciary committee to which was referred the petition of Joseph J. Kirkman, asking the House of Representatives of the state of Indiana, to impeach at the bar of the Senate of the state, Asa C. Mills, a Justice of the peace in and for the county of Gibson, in the state aforesaid; have had that subject under consideration, and have directed me to report, that the said petition contains charges against the said Asa Mills, which, if proven at the bar of the Senate, will remove the said Asa Mills from his office of Justice of the peace as aforesaid; and, that inasmuch as the charges contained in the same are sworn to by the petitioner, the committee respectfully ask of this House, to send before them as witnesses in the case above referred to, the said Joseph J. Kirkman, Willis Howe, John Robb, James Boswell, Craven Boswell, Edward G. Guanta and William A. Warrington. And for the purpose of carrying into effect the requests of your committee, they ask the adoption of the following resolution:

Resolved, That the Speaker of this House make out his summons, directed to the Sergeant-at-arms of the House of Representatives, commanding him to summon the said witnesses, above named, to appear before said committee, and testify in the matters and things referred to them on said subject;

Which was read and laid on the table.

Mr. Eckles from the judiciary committee made the following report:

MR. SPEAKER:

The judiciary committee to whom was referred a resolution of this House, No. 22—instructing the committee to enquire into the expediency of providing more definitely for the return day of executions, issued on judgments of the probate court; and for the continuance of causes pending in said courts, whenever the Judges thereof, shall fail to attend at the time and place provided by law; have according to order had the same under consideration, and have directed me to report by bill No. 229—providing for the adjournment of probate courts in certain cases, and fixing the day of return of executions;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Stapp from the judiciary committee reported,

A bill No. 230—to amend the act regulating the fees and salaries of the several officers and persons therein named;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Thornton from the committee on education made the following report:

MR. SPEAKER:

The committee on education to which was committed the resolution of this House directing an inquiry 'what amendments, if any, are necessary, to the laws regulating county seminaries, in order that their benefits may be more fully carried into effect;' has according to order, had the same under consideration, and has instructed me to report a bill No. 231—to amend the act relating to county seminaries, (approved Feb. 4, 1831;)

Which was read the first time and passed to a second reading on to-morrow.

Mr. Bennett, from the committee on claims made the following report:

MR. SPEAKER:

The committee on claims, to which were referred sundry petitions of Asa Brown, Elias Murray, J. Evans, Robert Potter and John Kimbry, for relief in regard to certain contracts entered into by said petitioners, to perform portions of the public works on the Wabash and Erie canal, have according to order had the same under consideration, and have directed me to report: that, while it may be true, that under the change of times, the amount for which they contracted to perform the labor referred to in the several petitions, was low; and may operate upon them with severity; yet, the committee are fully convinced, that for the legislature to grant the relief prayed for, would be fraught with dangerous consequences.

Such precedent cannot fail to have an injurious effect upon the interests of the state.

Indiana has just embarked in a general system of internal improvement, to sustain which, she has staked her all. Her character and honor stand pledged, and to sustain which, will require to be put under requisition all her resources. To complete this great system of public works, hundreds of contracts must be entered into, which the state, in duty to her citizens should require to be most promptly fulfilled. A different policy would lead to endless legislation in granting relief laws; and might eventually be the means of crippling her resources, and retarding the completion of her works, as well as costing an unprecedented amount in legislation.

In the opinion of your committee, this kind of precedent would really supercede the necessity or propriety of putting our public works

under contract at all. Such precedents would in effect, be saying to any and every individual in the state, (however improvident, or however ill qualified to judge of the worth of constructing a section of the public works) to become a contractor; no matter at what price, and if such price is not a fair compensation, the legislature will make this a common subject of legislation, and will pay all amounts asked for.

The committee, therefore, recommend the adoption of the following resolution:

Resolved, That in the opinion of this House, it is inexpedient to legislate upon subjects of this character, and will discharge the committee from any further consideration thereof;

Which was read and referred to a select committee of Messrs. Crume, Stapp, Rockhill, Hood and Bennett;

Mr. Howell made the following report:

MR. SPEAKER:

The committee on roads to which was referred a bill of this House No. 101,—to appropriate a part of the the three per cent. fund in Monroe county, have had the same under consideration, and have directed me to report the same back without amendment.

The committee on roads to which was referred the petition of Jordan Vigus and others, citizens of Cass county, to fix the location of a state road therein named, have had the same under consideration, and have directed me to report, that the committee are of opinion, that the legislature have no right to grant the prayer of the petitioners;

Which was read and laid on the table.

Mr. Howell made the following report:

MR. SPEAKER:

The committee on roads, to which was referred,

1 Resolution, No. 18—inquiring into the expediency of revising the road laws;

2 Resolution, No.—Inquiring into the expediency of allowing hands in working out their road tax, the same amount per day as is collected from those who fail to work on roads;

3 Petition No. 5—of William H. Williams and others;

4 Petition No. 15. of——— and others, citizens of Vermillion county;

5 Petition No.—of John Hair jr. and others, citizens of Hamilton county;

6 Petition No.—of Owen W. Blackmond and others, citizens of Decatur county;

7 The petition of G. K. Patrick and others, citizens of the counties of Kosciusko, St. Joseph and Noble;

8 The petition of Charles Knowles and others, citizens of Kosciusko county;

9 The petition of Samuel D. Faber and others, citizens of the counties of Marshall and Kosciusko;

10 The petition of Benjamin McClure and others, citizens of the county of Marion; (all the petitions in reference to state roads,) have had the same under consideration, and have directed me to report, that it is inexpedient to legislate upon the resolutions at this time; and that it is inexpedient to grant the prayer of the petitioners;

Which was read.

Mr. Bennett, moved to recommit the second branch of the report to a select committee, with instructions to report a bill;

Which motion did not prevail.

The said report was then concurred in.

Mr. Mace made the following report:

MR. SPEAKER:

The committee on roads to which was referred the petition of E. F. Lucas and others, for a state road therein named; also the remonstrance of Augustus Watson and others, against the location of said road, have according to order had said petition and remonstrance under consideration, and directed me to report that the prayer of the petition ought not to be granted; and ask to be discharged from the further consideration of the subject;

Whereupon,

Said committee were discharged.

Mr. Owen, after having obtained leave, offered for adoption, the following resolutions:

Resolved, That in the opinion of this House, it is expedient to extend the system of internal improvement entered upon last year, to an amount not exceeding one million and a half of dollars.

Resolved, that a committee of two from each congressional district, be appointed with instructions to prepare and report to the House, without delay, a bill embracing such works, not exceeding a million and a half, as above, as shall in their opinion, give the most general satisfaction, to the disaffected portions of the state, having reference first to the probable productiveness of the works embraced; secondly, to their being located, so far as practicable, in such portions of the state as have been hitherto unprovided for in the general system.

And the ayes and noes being demanded by Messrs. Vandever and Bennett,

Those who voted in the affirmative are,

Messrs. Armstrong, Briggs, Brown of S. Burns, Conner, Depaw, Dowling, Dunn, Eckles, Elder, Ferguson, Fitch, Gird, Guard, Hanna of C., Hanna of M., Heath, Huckleby, James, Longley, Lusk, Marshall of Jack., Maxson, McCarty of P. & N. Newell, Owen, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Reeve, Rush, Shook, Steele, Winship, Wright, and Zenor—39.

Those who voted in the negative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Boone, Breeze, Brown of T. Burk, Burton, Cook, Crume, Cunningham, Curry, Curtis, Evans, Gale, Graham, Haymond, Henderson, Hoobler, Hood, Howell, Hubbard, Jackson, Jones, Lee of M. Long, Mace, Macey, Mahan, Marshall of Jeff, Matthews, McCarty of F., McIntire, Miller, Morris, Myers, Odell, Pabody, Riley, Rockhill, Sand-, Smith, Stapp, Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Watt, Williams, Wines of V. Wines of G. and W. and Mr. Speaker—56.

And so said resolution was not adopted.

Mr. Vandever, after having obtained leave, offered for adoption the following resolution:

Resolved, That it is inexpedient, at this time, to add any new works to the system of internal improvements.

And the ayes and noes being demanded by Messrs. Briggs and Howell,

Those who voted in the affirmative are,

Messrs. Bennett, Berry, Bloomfield, Boone, Breeze, Brown of T. Burk, Conner, Cook, Crume, Cunningham, Curry, Curtis, Dunn, Ferguson, Gale, Guard, Haymond, Hubbard, Jackson, Jones, Lee of M. Mace, Mahan, Matthews, McCarty of F. McIntire, Myers, Odell, Pabody, Rockhill, Smith, Strain, Talbott, Thornton, Vandever, Vanmetre, Williams, Wines of G. and W. and Mr. Speaker—40.

Those who voted in the negative are,

Messrs. Armstrong, Baird, Briggs, Brown of S. Burns, Burton, Depaw, Dowling, Elder, Evans, Fitch, Gird, Graham, Hanna of C. Hanna of M. Heath, Henderson, Hoobler, Hood, Howell, Huckleby, James, Long, Longley, Lusk, Macey, Marshall of Jack. Marshall of Jeff. Maxson, McCarty of P. & N. Miller, Morris, Newell, Owen, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Reeve, Riley, Rush, Sands, Shook, Stapp, Steele, Storm, Walpole, Watt, Wines of V. Winship, Wright and Zenor—54.

And so said resolution was not adopted.

Bill No. 149, to incorporate the town of Bloomfield;

Bill of the Senate, No. 79, authorizing the commissioner of the Michigan road to correspond with the Commissioner of the General Land Office.

On motion of Mr. Wright,

Bill No. 143—To prevent disasters on steamboats;

Was taken from the table,

And the second amendment of the Senate concurred in, with an amendment.

Joint Resolution, No. 147, directing the Secretary of State to furnish Porter county with ten copies of the revised laws of 1831;

Joint resolution of the Senate, No. 81, in relation to the improvement of the southern coast of Lake Michigan;

Were severally read the third times and passed.

Bill No. 82—To amend an act, to organize and regulate the militia of the State of Indiana;

Was read the third time, and

On motion of Mr. Brown of T.

Said bill was recommitted to a select committee of Messrs. Brown of T, Crume, Stapp, Strain, Howell and Watt.

Bill No. 150—To provide for the improvement of the Michigan road north of Indianapolis;

Was read the third time;

When,

Mr. Dowling moved to strike out the bill from the enacting clause, and inserting in lieu thereof a substitute providing for a survey and estimate of cost to be had, and a report to be made to the next Legislature; and before any question was had thereon;

On motion of Mr. Hanna of M.,

The said bill was referred to a select committee of Messrs. Hanna of M. Fitch, Baird, Crume and Dowling.

Bill No. 151—To provide for a clay turnpike road from Orleans, in Orange county, to Leavenworth, in Crawford county;

Was read a second time;

When,

Mr. Briggs moved to indefinitely postpone said bill;

When,

Mr. Vandever moved to lay said bill on the table,

And the ayes and noes being demanded by Messrs. Proffitt and Briggs,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Breeze, Brown of T. Burk, Burns, Cook, Crume, Cunningham, Curry, Curtis, Depaw, Evans, Ferguson, Fitch, Gird, Guard, Hanna of C. Hanna of M. Haymond, Henderson, Hoobler, Hood, Howell, Hubbard, Huckleby, Jackson, James, Jones, Lee of M. Long, Longley, Mace, Mahan, Marshall of Jack. Marshall of Jeff. Matthews, Maxon, McCarty of F. McCarty of P. & N. McIntire Myers, Newell, Odell, Owen Pepper, Porter, Posey, Powell, Puckett, Reeve, Sands, Smith, Stapp, Steele, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Watt, Williams, Wines of V. Wines of G. and W. Zenor and Mr. Speaker—69.

And those who voted in the negative are,

Messrs. Armstrong, Boone, Briggs, Brown of S. Burton, Conner, Dowling, Dunn, Elder, Eckles, Gale, Graham, Heath, Miller, Morris, Pabody, Proffitt, Riley, Rockhill, Rush, Shook, Storm, Winship, and Wright—24.

And so said bill was laid on the table.

Bill No. 152, appropriating so much of the 3 per cent. fund as is now due to Greene county;

Was read a second time and passed to a third reading on to-morrow.

Bill No. 153, supplemental to an act to provide for a general system of internal improvements, approved Jan. 27, 1836;

Was read the second time,

And on the question, "Shall said bill be engrossed for a third reading?"

And the ayes and noes being demanded by Messrs. Ferguson and Haymond,

Those who voted in the affirmative are,

Messrs. Armstrong, Bloomfield, Briggs, Burns, Conner, Depaw, Dowling, Dunn, Eckles, Elder, Evans, Ferguson, Fitch, Guard, Hanna of C., Hanna of M., Heath, Hoobler, Hood, Hubbard, Huckleby, James, Lee of B., Long, Longley, Lusk, Mace, McKinney, Marshall of Jack, Marshall of Jeff., McCarty, of F. Morris, Myers, Newell, Owen, Pepper, Porter, Posey, Proffitt, Reeve, Rush, Shook, Smith, Stapp, Thornton, Winship, Wright, and Zenor—48.

And those who voted in the negative are,

Messrs. Baird, Bennett, Berry, Boone, Breeze, Brown of S. Brown of T. Burk, Burton, Crume, Cunningham, Curtis, Gale, Gird, Graham, Haymond, Henderson, Howell, Jackson, Jones, Mahan, Matthews, Maxson, McCarty of P. & N. McIntire, Odell, Pabody, Powell, Puckett, Riley, Rockhill, Sands, Storm, Strain, Talbott, Vandever, Vanmetre, Watt, Walpole, Williams, Wines of V. Wines of G. & W. and Mr. Speaker—43.

So said bill was ordered to be engrossed for a third reading on to-morrow.

On motion of Mr. Crume,

Resolved, That the Clerk of this House, be authorised from this time forward, to employ such additional assistance as may be necessary to make up the Journals of the House, and in discharge of other duties thereof; and also the necessary assistance for the Enrolling Clerk of this House.

And the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

The House met.

Mr. Fitch, from the select committee to which had been referred a bill,

No. 150—To improve the Michigan road north of Indianapolis,

Reported the same back with one amendment.

Mr. Smith moved to amend the amendment, by striking out so much as relates to that part of the road beyond its connection with the northern canal;

Which motion did not prevail.

Mr. Rockhill moved to amend said amendment by inserting in the proper place these words:—"also a road of the same kind from Plymouth, by way of Laporte, to Michigan city;

Which motion was lost.

Mr. Powell moved to amend by extending the provisions of the bill to the road south of Indianapolis;

When,

On motion of Mr. Proffitt,

The said bill and pending amendment were laid on the table.

Bill, No. 154—To alter the boundary lines of the counties of Carroll and White;

Was read a second time, and passed to a third reading on to-morrow.

Mr. Walpole, from the joint committee on enrolled bills, reports—That they have compared the following enrolled bills that originated in the Senate, with the engrossed, viz:

No. 8—A bill entitled an act to legalize the election of Probate Judge in Fulton county; also,

A bill, No. 25—Entitled an act to organize the county of Steuben, And find the same truly enrolled.

Bill, No. 155—To amend an act regulating the taking up of animals going estray, and water craft adrift;

Was read the second time,

When,

Mr. Vandever moved to indefinitely postpone the said bill:

And, before any question was had,

Mr. Gird moved the previous question, which was sustained.

The main question was then ordered to be put, (to wit:)

Shall the bill be engrossed for a third reading on to-morrow?

And the ayes and noes being demanded by Messrs. Vandever and Gird,

And those who voted in the affirmative were,

Messrs. Baird, Bloomfield, Boon, Breeze, Burk, Burns, Cook, Cunningham, Curry, Curtis, Depaw, Dunn, Elder, Evans, Gale, Gird, Hanna of C. Hoobler, Hood, Jackson, James, Lee of M. Long, Longley, Mace, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, Miller, Morris, Newell, Nicholls, Odell, Owen, Pabody, Pepper, Porter, Posey, Powell, Puckett, Riley, Sands, Shook, Smith,

Stapp, Steele, Storm, Talbott, Thornton, Walpole, Williams, Wines of G. & W. Winship, Wright, and Zenor—57.

And those who voted in the negative were,

Messrs. Armstrong, Bennett, Berry, Briggs, Brown of S. Brown of T. Burton, Conner, Crume, Dowling, Eckles, Ferguson, Graham, Guard, Haymond, Heath, Henderson, Howell, Hubbard, Huckleby, Jones, Lusk, Maxson, McCarty of P. & N. McIntire, Proffitt, Reeve, Rockhill, Rush, Strain, Vandever, Vanmetre, Watt, Wines of V. and Mr. Speaker—35.

So said bill was ordered to be engrossed for a third reading on to-morrow.

Bill, No. 56—To relocate a part of a state road from Vincennes to Carlisle, in Sullivan county;

Was read a second time, and passed to a third reading on to-morrow.

Bill, No. 157—Supplemental to an act entitled, "an act to provide for a general system of internal improvements," (approved, Jan. 27th, 1836;)

Was read the second time.

On motion of Mr. Macey,

The said bill was amended by striking therefrom "Munceytown," and inserting—"the head of the White Water canal."

The said bill as amended, was,

On motion,

Laid on the table.

Bill, No. 160—For the relief of Lyle McClung and others;

Was read a second time, and referred to the committee on claims.

Bill, No. 163—To amend an act for the regulation of the State Prison;

Was read a second time, and passed to a third reading on to-morrow.

Bills of the Senate, No. 27—To amend an act entitled, "an act to provide for commissioning Sheriffs and Coroners;

No. 24—To amend the ninth section of an act relative to crimes and punishments;

Were severally read the second times, and referred to the committee on the judiciary.

On motion of Mr. Evans,

The resolution of the Senate heretofore laid on the table, proposing to adjourn, *sine die*, on the 30th instant, was taken from the table.

Mr. Evans moved to amend said resolution, by striking out "January 30th," and inserting "6th of February."

A division of the question being called for, (to wit:) on striking out,

And the ayes and noes being demanded by Messrs. Howell and Crume,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Berry, Boon, Briggs, Brown of S. Burk,

Burns, Burton, Conner, Crume, Cunningham, Curtis, Depaw, Dowling, Dunn, Eckles, Evans, Ferguson, Fitch, Gird, Guard, Hanna of C. Hanna of M. Henderson, Hoobler, Hood, Hubbard, Huckleby, James, Long, Lusk, Macey, Mahan, Marshall of Jackson, Maxson, McCarty of P. & N. McIntire, Morris, Nicholls, Odell, Pabody, Porter, Powell, Puckett, Reeve, Rush, Stapp, Steele, Storm, Strain, Talbott, Thornton, Vanmetre, Walpole, Williams, Wines of G. & W. Winship, and Zenor—59.

And those who voted in the negative are,

Messrs. Bennett, Bloomfield, Breeze, Brown of T. Cook, Curry, Elder, Gale, Graham, Haymond, Heath, Howell, Jackson, Jones, Lee of M. Longley, Mace, Marshall of Jefferson, Matthews, Miller, Newell, Odell, Pepper, Posey, Proffitt, Riley, Rockhill, Sands, Shook, Vandever, Watt, Wines of V. Wright, and Mr. Speaker—34.

So said motion to strike out, was decided in the affirmative.

The amendment to fill the blank with the 6th February was adopted.

The question recurring on the adoption of the resolution as amended,

Mr. Dowling moved to lay it on the table;

And the ayes and noes being demanded by Messrs. Bennett and Eckles,

Those who voted in the affirmative are,

Messrs. Berry, Briggs, Breeze, Brown of S. Burk, Conner, Cook, Crume, Curtis, Depaw, Dowling, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Graham, Guard, Hanna of M. Hood, Hubbard, Huckleby, James, Jones, Longley, Lusk, Mace, Macey, Marshall of Jackson, Maxson, McCarty of P. & N. Morris, Newell, Nicholls, Owen, Pepper, Proffitt, Puckett, Riley, Rockhill, Shook, Steele, Storm, Strain, Talbott, Thornton, Walpole, Wines of G. & W. Winship, and Mr. Speaker—51

And those who voted in the negative are,

Messrs. Armstrong, Baird, Bennett, Bloomfield, Boon, Brown of T. Burns, Burton, Cunningham, Dunn, Evans, Hanna of C. Haymond, Heath, Henderson, Hoobler, Howell, Jackson, Lee of M. Long, Mahan, Marshall of Jefferson, Matthews, McIntire, Miller, Odell, Pabody, Porter, Posey, Powell, Reeve, Rush, Sands, Smith, Stapp, Vandever, Vanmetre, Watt, Williams, Wines of V. Wright, and Zenor—42.

So said resolution was laid on the table.

The House then resolved itself into committee of the whole, on the bill;

No. 164—For the encouragement of Agriculture, and the improvement of the breed of stock;

Mr. Marshall, of Jackson, in the chair,

And after some time spent therein,

The committee rose, and reported the same back to the House without amendment.

On motion of Mr. Morris,

Said bill was indefinitely postponed.

Bill, No. 170—Amendatory of an act entitled, “an act to provide for a general system of internal improvements,” (approved Jan’y. 27th, 1836.)

Was read a second time.

Mr. Proffitt moved to commit said bill to a committee of the whole House, and make it the order of the day for to-morrow.

Which motion was decided in the negative.

On motion of Mr. Brown of T.

Said bill was amended by adding an additional section, providing the manner in which accounts shall be kept by the Canal Fund Commissioners.

Mr. Burns moved to amend said bill by striking out the 2nd section, which provided that the State bonds shall bear an interest of six per cent.,

And the ayes and noes being demanded by Messrs. Burns and Eckles,

Those who voted in the affirmative are,

Messrs. Briggs, Brown of S. Burns, Gale, Henderson, Huckeby, Lusk, Maxson, Nicholls, Pepper, Posey, and Wright—12.

And those who voted in the negative are,

Messrs. Armstrong, Baird, Bennett, Berry, Bloomfield, Boon, Breeze, Brown of T. Burk, Burton, Conner, Cook, Crume, Curry, Curtis, Depaw, Dowling, Dunn, Eckles, Elder, Fitch, Gird, Graham, Guard, Hanna of C. Hanna of M. Haymond, Heath, Hoobler, Hood, Hubbard, Jackson, Jones, Lee of M. Long, Longley, Mace, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, McCarty of F. McCarty of P. & N. McIntire, Miller, Morris, Newell, Odell, Owen, Pabody, Porter, Powell, Proffitt, Puckett, Reeve, Riley, Rockhill, Rush, Sands, Shook, Smith, Stapp, Steele, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Watt, Williams, Wines of V. Wines of G. & W. Winship, Zenor and Mr. Speaker—77.

So said amendment was not adopted.

On motion of Mr. Evans,

The rules were dispensed with, and the bill was read a third time.

And on the question, shall said bill pass?

The ayes and noes being demanded by Messrs. Burns and Nicholls,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Bennett, Berry, Bloomfield, Boon, Briggs, Breeze, Brown of S. Brown of T. Burk, Burton, Conner, Cook,

Crume, Curry, Curtis, Depaw, Dowling, Dunn, Eckles, Elder, Evans, Ferguson, Fitch, Gird, Graham, Guard, Hanna of C. Hanna of M. Haymond, Hoobler, Hood, Hubbard, Jackson, Jones, Lee of M. Long, Longley, Mace, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McCarty of P. N. McIntire, Miller, Morris, Newell, Odell, Owen, Pabody, Porter, Posey, Powell, Proffitt, Puckett, Reeve, Riley, Rockhill, Rush, Sands, Smith, Stapp, Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Watt, Williams, Wines of V. Wines of G. & W. Winship, and Mr. Speaker—80.

And those who voted in the negative are,

Messrs. Burns, Gale, Henderson, Huckleby, Lusk, Nicholls, Steele, Wright, and Zenor—7.

So said bill was passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

And then the House adjourned until to-morrow morning, 9 o'clock.

—o—

TUESDAY MORNING, Jan. 17th, 1837, 9 o'clock.

The House met pursuant to adjournment.

Mr. Matthews presented the petition of sundry citizens of the county of Morgan, praying an appropriation of the three per cent. fund for certain purposes therein named.

Which was read and referred to the committee on roads.

Mr. Steele presented the petition of Zopher Colman and others, praying for a branch of the New Albany and Crawfordsville rail or Macadamized turnpike road;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Briggs presented the petition of Joseph Gray and others, citizens of Sullivan county, praying for a turnpike road from Vincennes to Terre Haute;

Which was read, and laid on the table.

Mr. Gale presented the petition of sundry citizens of the counties of Noble and Lagrange, praying for a state road therein named;

Which was read, and referred to the committee on roads.

Mr. Odell presented the petition of S. Calvert and others, praying the privilege of electing an additional Justice of the peace, in Wayne town-ship, Tippecanoe county;

Which was read, and referred to a select committee of Messrs. Odell, Brown of T. and Newell.

Mr. Jackson presented the petition of James Latta and others, praying that the town of Ligonier may be made a point on the Fort Wayne and Michigan canal;

Which was read, and referred to the committee on canals and internal improvements.

On motion of Mr. Walpole,

The petition of N. Crawford and others, citizens of Greenfield, Hancock county, praying that said town may be incorporated;

Was taken from the table, and

Referred to a select committee of Messrs. Walpole, Hanna of *M.* and Cook.

Mr. Watt, from the committee on elections, made the following report:

The committee on elections, to whom was referred the certificates of the several members of this House, have had the same under consideration, and have directed me to report that the following members have been duly elected, and entitled to their seats, to wit:

From the county of Dearborn—David Guard, Pinckney James, John P. Dunn, and Abel C. Pepper.

Wayne—Richard J. Hubbard, Joseph Curtis, Nathan Smith, and Lott Bloomfield.

Rush—Alfred Posey, W. P. Rush, and Benjamin T. Reeve.

Parke—George K. Steele, and Joseph A. Wright.

Fountain—Thomas J. Evans, and Robert McIntire.

Tipppecanoe—Thomas B. Brown and John W. Odell.

Henry—David Macey and Richard Henderson.

Fayette—Caleb B. Smith and Marks Crume.

Union—William Watt and William H. Bennett.

Marion—A. W. Morris and Robert Hanna.

Shelby—Erasmus Powel and Edward Gird.

Harrison—John Zenor and W. A. Porter.

Lawrence—Noah Boon and Vincent Williams.

Franklin—Enoch McCarty and Rufus Haymond.

Jefferson—Milton Stapp, Joseph G. Marshall and John Chambers.

Washington—Robert Strain and John Depaw.

Clark.—William G. Armstrong and Benjamin Ferguson.

Vermillion—Lewis Burns and John Hoobler.

Bartholomew and Brown—John McKinney and Thomas G. Lee.

Owen—D. R. Eckles.

Greene—Joseph P. Storm.

Clay—Jesse J. Burton.

Warren and part of Jasper—Daniel Mace.

Clinton—Edwin Winship.

Carroll—Albert G. Hanna.

Monroe—William Berry.

Johnson—James Lusk.

Morgan—Hiram Matthews.

Hendricks—Thomas Nicholls.
Hancock—Thomas D. Walpole.
Boone—Abner H. Longley.
Madison—John H. Cook.
Hamilton—William Conner.
Allen—William Rockhill.
Elkhart—John Jackson.
Delaware—William Vanmetre.
Randolph—Zachariah Puckett.
Laporte—L. H. T. Maxson.
Decatur—James Elder.
Ripley—Hezekiah Shook.
Switzerland—Joseph C. Eggleston.
Orange—Joel Vandever.
Posey—Robert D. Owen.
Vanderburgh—William T. T. Jones.
Warrick—Christopher C. Graham.
Gibson—Smith Miller.
Cass—Graham N. Fitch.
Floyd—Henry P. Thornton.
Jackson—William Marshall.
Scott—Samuel S. Heath.
Jennings—Ezra F. Pabody.
Knox—John Myers.
Daviess—James Breeze.
Martin—John Riley.
Vigo—Thomas Dowling and William Wines.
Sullivan—Joseph Briggs and Samuel Brown.
Putnam—John S. Talbott, Isaac Mahan, and John W. Cunningham.
Montgomery—Thomas M. Curry and Henry Lee.
Crawford—Isaac Sands.
Perry—Joshua Huckleby.
Spencer—Mason J. Howell.
Pike and Dubois—George H. Proffitt.
Huntington, Wells, Jay, and Adams—John Burk.
Grant and Wabash—Josiah L. Wines.
Lagrange, Steuben, Dekalb, and Noble—Thomas Gale.
Marshall, Kosciusko, and Stark—Joel Long.
Porter, and Newton—Benjamin McCarty.
White, Jasper, and Pulaski—Robert Newell.
Miami and Fulton—William N. Hood.
St. Joseph—Thomas D. Baird.

Mr. Powell, from the committee on roads, reported a bill,
 No. 232—To provide for the sale of tools belonging to the Michigan
 road fund;

Which was read the first time, and passed to a second reading on
 to-morrow.

Mr. Briggs made the following report:

MR. SPEAKER,

The committee on canals and internal improvements to which was referred bill, No. 89, of the House of Representatives, being an act supplemental to an act to provide for a general system of internal improvements—have had the same under consideration, and have directed me to report the same to the House without amendment.

Said bill was then read a second time, and on the question, shall the bill be engrossed?

The ayes and noes being demanded by Messrs. Vandever and Boon,

Those who voted in the affirmative are,

Messrs. Armstrong, Briggs, Brown of S. Burns, Burton, Depaw, Dowling, Dunn, Eckles, Ferguson, Fitch, Guard, Hanna of C. Hanna of M. Heath, Huckleby, James, Lee of B. Mace, Marshall of Jackson, McKinney, Miller, Myers, Owen, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Reeve, Riley, Sands, Shook, Storm, Wines of V. Winship, Wright, and Zenor—38.

And those who voted in the negative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Boon, Breeze, Brown of T. Burk, Conner, Cook, Crume, Cunningham, Curry, Curtis, Elder, Evans, Gale, Gird, Graham, Haymond, Henderson, Hoobler, Hood, Howell, Hubbard, Jackson, Jones, Lee of M. Longley, Lusk, Macey, Mahan, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McCarty of P. & N. McIntire, Morris, Newell, Nicholls, Odell, Pabody, Rockhill, Stapp, Steele, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Watt, Williams, Wines of G. & W. and Mr. Speaker—56.

And so said bill was not engrossed.

Mr. Walpole, from the joint committee on enrolled bills, reports—That they did on this day present to His Excellency, the Governor, for his approval and signature, the following bill and joint resolution, which originated in the Senate, viz:

Bill, No. 3—Entitled an act to amend an act to authorise certain persons therein named to erect a dam across the St. Joseph river—approved, February 6th, 1836; also,

A joint resolution on the subject of the Northern canal.

Mr. Walpole, from the joint committee on enrolled bills, reports—That they have compared an enrolled joint memorial with the engrossed, which originated in the Senate, entitled

A joint memorial of the General Assembly of the State of Indiana, on the subject of the Cumberland road.

Mr. Walpole, from the joint committee on enrolled bills, reports—That they did this day present to His Excellency, the Governor, for his approval and signature, bills which originated in the Senate of the following titles, viz:

No. 8—An act to legalize the election of Probate Judge in Fulton county;

No. 15—An act to legalize the election and acts of H. P. D. Bruler, as probate Judge in the county of Pike;

No. 25—An act to organize the county of Steuben; and

No. 26—An act to organize Lake county; also,

A joint memorial of the General Assembly of the state of Indiana, on the subject of the Cumberland road.

The joint committee on enrolled bills reports: That they have compared the following enrolled bills with the engrossed, which originated in the Senate, viz:

No. 15—A bill entitled an act, to legalize the election and acts of H. P. D. Bruler, as probate Judge in the county of Pike; also,

Bill, No. 26—Entitled, an act to organize Lake county;

And find the same truly enrolled.

Mr. Owen, from the committee on canals and internal improvements, to which was referred bill (No. 88,) to amend an act entitled, an act to provide for a general system of internal improvements, approved January 27th, 1836, reported the same without amendment.

And on the question—shall the bill be engrossed?

The ayes and noes being demanded by Messrs. Vandever and Berry,

Those who voted in the affirmative are,

Messrs. Armstrong, Briggs, Brown of S. Burns, Dowling, Dunn, Eckles, Evans, Ferguson, Fitch, Gird, Graham, Guard, Hanna of C. Hanna of M. Heath, Henderson, Howell, Huckleby, James, Jones, Longley, Lusk, Mace, Marshall of Jackson, Maxson, McKinney, Miller, Newell, Owen, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Reeve, Sands, Shook, Wines of V. Wines of G. & W. Winship, Wright, and Zenor—45.

And those who voted in the negative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Boon, Brown of T. Burk, Burton, Conner, Cook, Crume, Cunningham, Curry, Curtis, Depaw, Elder, Gale, Haymond, Hoobler, Hood, Hubbard, Jackson, Lee of M. Mahan, Marshall of Jefferson, Matthews, McCarty of F. McCarty of P. & N. McIntire, Morris, Myers, Nicholls, Odell, Pabody, Riley, Rockhill, Smith, Stapp, Steele, Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Watt, Williams, and Mr. Speaker—49.

And so said bill was not engrossed.

Mr. Storm, from the committee on canals and internal improvements, to which was referred a bill,

No. 49—To amend an act entitled, an act to provide for a general system of internal improvements—reported the same without amendment.

Mr. Briggs moved to amend the bill by inserting, in its proper place, "and if upon actual survey and estimate, it appears that the mouth of Black creek cannot be made a point:"

Which was decided in the negative.

And on the question, shall the bill be engrossed?

The ayes and noes being demanded by Messrs. Jones and Berry,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Bennett, Briggs, Breeze, Brown of S. Burk, Burns, Burton, Conner, Crume, Cunningham, Depaw, Dowling, Eckles, Evans, Ferguson, Fitch, Gale, Graham, Hanna of C. Hanna of M. Heath, Henderson, Hood, Howell, Huckleby, Jackson, Lee of B. Lee of M. Long, Longley, Lusk, Mace, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, McCarty of P. & N. McIntire, McKinney, Morris, Newell, Nicholls, Owen, Pabody, Pepper, Posey, Porter, Powell, Proffitt, Puckett, Reeve, Riley, Rockhill, Sands, Shook, Stapp, Steele, Storm, Strain, Thornton, Vandever, Walpole, Williams, Wines of V. Wines of G. & W. Winship Wright, and Zenor—70.

Those who voted in the negative are,

Messrs. Berry, Bloomfield, Brown of T. Cook, Curry, Curtis, Dunn, Elder, Gird, Guard, Haymond, Hoobler, Hubbard, Jones, Matthews, Maxson, McCarty of F. Miller, Myers, Odell, Smith, Talbott, Vanmetre, and Mr. Speaker—24.

And so said bill was ordered to be engrossed, and read a third time on to-morrow.

Mr. Fitch, after having obtained leave, presented the petition of sundry citizens of Allen county, praying:

First—For a state road from Fort Wayne to the western line of the state, where the Kankakee crosses it;

Second—A state road from Elton to Cedarville;

Third—To alter the state road from the county seat of Adams county, so as to cross the Maumee at the Mamuel Islands, &c.

Fourth—Also, a protest of the citizens of Allen county against altering the boundary line thereof;

Which was read, and referred to the committee on state roads.

Mr. Wright made the following report:

The committee of seven to whom by resolution of this House was committed an examination of the office of Secretary of State, have, in discharge of that duty proceeded, in connection with a like number

on the part of the Senate, to make an examination of said office—the manner by which the books are kept—the situation of the papers in said office—the Library, &c., and unanimously concur in stating that they found the same in a manner highly creditable to the officer; that the books and papers are kept neat, and were found in their proper places, upon a moment's examination, when called for; that they found the Library in a fine situation, and that they unanimously concur in stating, that William Sheets, late Secretary of State, has discharged his duties with entire satisfaction; and that they unanimously concur in stating, that from the situation in which they found said office, his successor will find the same in a highly creditable situation.

Your committee, upon examination, have found that said Secretary, during the four years he has kept said office, has paid out the sum of three hundred and sixty-one dollars for hire of a clerk to keep the State Library during the sessions of the Legislature, when it was impossible for the said Secretary to attend to the duties of said Library, and the other duties of his office.

Your committee have, therefore, directed me to report to this House the propriety of allowing William Sheets, late Secretary of State, the aforesaid sum of three hundred and sixty-one dollars.

Which was read and referred to the committee on claims.

Bill, No. 163—To amend the act entitled, an act for regulating the State Prison; and

Bill, No. 156—To relocate a part of the state road from Vincennes to Carlisle in Sullivan county;

Were severally read a third time, and passed.

Ordered, That the Clerk carry them to the Senate, and ask their concurrence therein.

Bill, No. 153—To amend an act to provide for a general system of internal improvement, approved January 27th, 1836;

Was read the third time; and,

On the question, shall the bill pass?

The ayes and noes being demanded by Messrs. Jones and Lee of B.

Those who voted in the affirmative are,

Messrs. Armstrong, Briggs, Brown of S. Burns, Depaw, Eckles, Evans, Ferguson, Fitch, Gird, Guard, Hanna of M. Heath, Hood, James, Lee of B. Long, Longley, Lusk, Mace, Macey, Marshall of Jackson, Marshall of Jefferson, McCarty of F. McCarty of P. & N. McKinney, Miller, Morris, Myers, Newell, Owen, Pepper, Porter, Powell, Proffitt, Sands, Shook, Stapp, Storm, Thornton, Watt, Winship, Wright, and Zenor—43.

And those who voted in the negative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Breeze, Brown of T. Burk, Burton, Conner, Cook, Crume, Cunningham, Curry, Curtis, Dunn, Elder, Gale, Graham, Hanna of C. Haymond, Henderson,

Hoobler, Howell, Hubbard, Huckleby, Jackson, Jones, Lee of M. Mahan, Matthews, Maxson, McIntire, Nicholls, Odell, Pabody, Posey, Puckett, Reeve, Riley, Rockhill, Smith, Steele, Strain, Talbott, Vandever, Vanmetre, Walpole, Williams, Wines of G. and W. and Mr. Speaker—51.

And so said bill did not pass.

Mr. Mace asked and obtained leave to introduce the following resolution:

Resolved, That this House will not consent, during the present session, to extend the internal improvement system of the State, adopted by an act of the General Assembly, approved January 27th, 1836.

Mr. Proffitt moved to amend the resolution by striking out from the resolving clause, and inserting the following:

Resolved, That a select committee be appointed, with instructions to report a bill, providing for an extension of the system of internal improvement, viz:

An appropriation on the Michigan road, under the direction of the board of internal improvement, north of Indianapolis,	\$400,000 00
An appropriation on the Columbus and Jeffersonville road,	300,000 00
A road from Mount Vernon <i>via</i> Harmony and Princeton,	110,000 00
A road from Rockport to Jasper and Spurtown and Troy, to intersect said road; and a continuation from Jasper to the most eligible point on the Central canal,	150,000 00
A subscription of stock on the Lawrenceburgh and Indianapolis rail road,	150,000 00
Ditto, on the Vevay and Napoleon turnpike company,	75,000 00
Do. in stock in the Rising Sun and Napoleon turnpike company,	75,000 00
A road from Rushville to the White Water canal, at the most eligible point,	100,000 00
A road from Vincennes to Terre Haute.	150,000 00
A subscription of stock to the Winchester rail road company,	100,000 00
	<hr/>
	\$1,610,000 00

Mr. Crume moved to lay the resolution and pending amendment on the table; and

The ayes and noes being demanded thereon, by Messrs. Vandever and Crume,

Those who voted in the affirmative are,

Messrs. Baird, Berry, Bloomfield, Breeze, Brown of T. Burk, Burns, Burton, Conner, Cook, Crume, Cunningham, Curry, Curtis, Depaw,

Eckles, Elder, Evans, Henderson, Hood, Howell, Hubbard, Jackson, Jones, Lee of B. Long, Longley, Lusk, Macey, Mahan, McCarty of F. McCarty of P. & N. McIntire, Miller, Morris, Newell, Pabody, Smith, Steele, Strain, Talbott, Vanmetre, Watt, and Williams—44.

And those who voted in the negative are,

Messrs. Armstrong, Bennett, Briggs, Brown of S. Dowling, Dunn, Ferguson, Fitch, Gale, Gird, Graham, Guard, Hanna of C. Hanna of M. Haymond, Heath, Hoobler, Huckleby, James, Lee of M. Mace, Marshall of Jackson, Marshall of Jefferson, Matthews, Maxson, McKinney, Myers, Nicholls, Odell, Owen, Porter, Posey, Powell, Proffitt, Puckett, Reeve, Riley, Rockhill, Sands, Shook, Stapp, Thornton, Vandever, Walpole, Wines of V. Wines of G. & W. Winship, Wright, Zenor, and Mr. Speaker—50.

And so said motion was decided in the negative.

Mr. Crume moved to indefinitely postpone said resolution and pending amendment, and,

Before any question was had thereon,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

On motion of Mr. Crume,

The previous orders of the day were suspended, and

The House proceeded to the consideration of the resolution and amendment pending at the last adjournment.

Mr. Crume withdrew his motion to indefinitely postpone the resolution and amendment;

And Mr. Mace withdrew the resolution.

Mr. Vandever renewed it.

Mr. Eckles moved to indefinitely postpone the resolution;

And the ayes and noes being demanded thereon by Messrs. Vandever and Eckles;

Those who voted in the negative are,

Messrs. Armstrong, Baird, Burton, Crume, Eckles, Fitch, Gird, Hanna of C. Heath, Henderson, Hood, James, Long, Lusk, Mace, Marshall of Jack, McCarty of F. McCarty of P. & N., Morris, Newell, Nicholls, Pabody, Pepper, Porter, Powell, Proffitt, Puckett, Reeve, Shook, Steele, Thornton, Walpole, Watt, Winship, Wright and Zenor—37.

And those who voted in the affirmative are,

Messrs. Bennett, Berry, Briggs, Breeze, Brown of S., Brown of T., Burk, Conner, Cook, Cunningham, Curry, Curtis, Depaw, Dowling,

Dunn, Ferguson, Gale, Graham, Guard, Hanna of *M. Haymond*, Hoobler, Howell, Hubbard, Huckleby, Jackson, Jones. Lee of B. Lee of *M. Macey*, Mahan, Marshall of Jeff. Matthews, McIntire, M'Kinney, Miller, Myers, Odell, Owen, Riley, Rockhill, Sands, Smith, Stapp, Strain, Talbott, Vandever, Vanmetre, Williams, Wines of V. Wines of G. and W. and Mr. Speaker—52.

And so said motion was decided in the negative.

Mr. Fitch moved to amend the resolution by striking it out from the the resolving clause, and inserting in lieu thereof:

“That the Board of internal improvement, be directed to classify the works as to continue only the canals in the first class—rail roads in the second—and turnpikes in the third: the second not to be commenced until the first is finished; and the third not to be commenced until the second is finished;”

And before any question was had thereon,

Mr. Haymond called the previous question,

Which was sustained.

The main question was then ordered to be put, to-wit: On the adoption of the resolution; and

The ayes and noes being demanded thereon by Messrs. Dunn and Howell,

Those who voted in the affirmative are,

Messrs. Bennett, Berry, Bloomfield, Breeze, Brown of T. Burk, Conner, Cook, Cunningham, Curry, Curtis, Depaw, Dunn, Ferguson, Gale, Graham, Hanna of *M. Haymond*, Heath, Howell, Hubbard, Jackson, Jones, Lee of *M. Macey*, Mahan, Marshall of Jeff. Matthews, McIntire, M'Kinney, Miller, Myers, Odell, Pabody, Rockhill, Smith, Stapp, Strain, Talbott, Vandever, Vanmetre, Williams, Wines of V. Wines of G. and W. and Mr. Speaker—45.

And those who voted in the negative are,

Messrs. Armstrong, Baird, Briggs, Brown of S. Burns, Burton, Crume, Dowling, Elder, Eckles, Evans, Fitch, Gird, Guard, Hanna of C. Henderson, Hoobler, Huckleby, James, Lee of B. Long, Lusk, Mace, Marshall of Jack. Maxson, McCarty of F. McCarty of P. & N. Morris, Newell, Nicholls, Owen Pepper, Porter, Posey, Powell, Proffitt, Puckett, Reeve, Riley, Sands, Steele, Storm, Thornton, Walpole, Watt, Winship, Wright and Zenor—50.

And so said resolution was not adopted.

Bill of the Senate to amend an act organizing circuit courts and defining their powers and duties;

A joint resolution of the Senate, relative to constructing two harbors on Lake Michigan;

Bill No. 161, of the House, to legalize the deed of donation made by Peter C. Vanslyke, and for other purposes;

Were severally read the second times, and passed to a third reading on to-morrow.

Bill No. 165, for the preservation of the State House, and for other purposes;

Was read a second time and referred to a select committee of Messrs. Briggs, Gird, and Morris.

Bill No. 166, to legalize the proceedings of the trustees of the Presbyterian Church in Greensburgh, Decatur county;

Was read a second time and passed to a third reading on to-morrow.

Bill No. 168, to amend an act entitled an act to organize probate courts, and defining the duties of executors and administrators;

Was read the second time and referred to the committee on the judiciary.

Bill No. 169, to preserve the fire engine at Indianapolis;

Was read a second time and passed to a third reading on to-morrow.

Bill No. 171, to incorporate the Washington Hall Company;

Was read a second time and referred to the committee on corporations.

Bill No. 171, legalizing the proceedings of the trustees of township 6, range 1 west, in Dearborn county;

Was read a second time and passed to a third reading on to-morrow.

Bill No. 172, to incorporate a company to build a bridge over White river, at Noblesville;

Was read a second time and referred to the committee on corporations.

The following message was received from the Governor, by Mr. Maguire, his private secretary:

MR. SPEAKER:

The Governor has approved and signed the following acts and joint resolutions:

An act to amend an act to authorize certain persons therein named to erect a dam across the St. Joseph river, approved Feb. 6, 1836;

A joint resolution on the subject of the Northern canal;

A joint resolution in relation to a law therein named;

An act to organize the county of DeKalb, and to locate the seat of justice thereof;

An act authorizing the election of an additional justice of the peace in Franklin township, in Owen county, and in the township of Vienna, in Scott county.

Bill No. 173, to change the name of Danville to Fayetteville;

Bill No. 175, to declare a certain road therein named a state road;

Were severally read the second times and passed to a third reading on to-morrow.

Bill No. 176, to provide for the improvement of Lost River;

Was read a second time and referred to a select committee of

Messrs. Vandever, Crume and Dowling.

Bill No. 177, to locate a state road from Wesley Goodwin's, in Henry county, by way of the Sulphur Springs, to Middletown;

Was read the second time and referred to the committee on roads.

Bill No. 178, to amend an act entitled an "act to provide for an equitable mode of levying the taxes of this state;

Was read a second time and referred to the committee of ways and means.

Bill No. 179, declaring certain roads in Owen county state roads;

Was read a second time, and ordered to be engrossed for a third reading on to-morrow.

Bill No. 180, for the formation of a school district, including Shelbyville, in Shelby county;

Was read a second time,

When,

On motion of Mr. Morris,

Said bill was amended, by striking it out from the enacting clause, and inserting a substitute.

The said bill as amended, was then ordered to be engrossed for a third reading on to-morrow.

Bill No. 182, to amend the act to provide for a general system of internal improvements;

Was read the second time,

When,

Mr. Evans moved to lay said resolution on the table;

And the ayes and noes being demanded by Messrs. Dowling and Reeve,

Those who voted in the affirmative are,

Messrs. Baird, Berry, Bloomfield, Breeze, Brown of T. Burk, Burton, Conner, Cook, Cunningham, Curry, Curtis, Evans, Gale, Haymond, Heath, Henderson, Hoobler, Hood, Howell, Jackson, Jones, Lee of M. Lusk, Mahan, Marshall of Jeff. Matthews, Maxson, McIntire, Miller, Morris, Myers, Nicholls, Odell, Pabody, Riley, Sands, Smith, Steele, Talbett, Thornton, Vanmetre, Watt, Williams, and Wines of G. and W.—45.

Those who voted in the negative are,

Messrs. Armstrong, Bennett, Briggs, Brown of S. Burns, Crume, Depaw, Dowling, Dunn, Eckles, Ferguson, Gird, Graham, Guard, Hanna of C. Hanna of M. Hubbard, Huckleby, James, Lee of B. Long, Mace, Macey, Marshall of Jack. McCarty of F. M'Kinney, Newell, Owen, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Reeve, Rockhill, Shook, Stapp, Strain, Vandever, Walpole, Wines of V. Winship, Wright, Zenor and Mr. Speaker—46.

So said bill was not laid on the table.

The question then recurring on engrossing the bill for a third reading; before any question was had, the hour allotted to the consideration of bills on their second reading expired.

The House then resolved itself into committee of the whole, on the bill, No. 159, establishing the Indiana Funding Company;

Mr. Proffitt in the chair,

And after some time spent therein, the committee rose, and Mr. Proffitt reported the bill back to the House without amendment.

Mr. Stapp moved to amend said bill by striking it out from the enacting clause, and inserting a substitute;

Which motion did not prevail.

On motion of Mr. Crume,

The said bill was laid on the table.

Mr. Proffitt asked and obtained leave to make the following report:

MR. SPEAKER:

The select committee to which was referred a resolution of this House, with instructions to report a bill, providing for a distribution of the surplus revenue of the United States, due the State of Indiana by the law of Congress of 23rd June, 1836, among the several counties of the State according to the taxable polls of each county, have performed that duty, and instructed me to report a bill,

No 233,—To provide for distributing so much of the revenue of the United States, as may be due the State of Indiana, by an act of congress, approved June 23rd, 1836;

Which was read the first time, (the rules being dispensed with,) was read a second time, and committed to the committee of the whole House, and made the special order of the day for to-morrow.

The House resumed the consideration of the bill, No. 182, to amend an act to provide for a general system of internal improvement,

Mr. Crume moved to amend said bill by striking out Cincinnati and inserting Connersville.

When,

Mr. Hanna of M. moved the previous question;

Which was sustained.

The main question was then ordered to be put, to-wit: Shall said bill be engrossed for a third reading?

And the ayes and noes being demanded by Messrs. Evans and Jones,

Those who voted in the affirmative are,

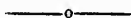
Messrs. Armstrong, Briggs, Brown of S. Burns, Conner, Curtis, Dowling, Dunn, Eckles, Elder, Fitch, Gird, Hanna of C., Hanna of M., Hoobler, James, Long, Longley, Marshall of Jack, McCarty, of F. McCarty of P. & N. Newell, Owen, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Reeve, Sands, Shook, Walpole, Winship, Wright, and Zenor—36.

And those who voted in the negative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Breeze, Brown of T. Burk, Burton, Cook, Crume, Cunningham, Curry, Depaw, Evans Gale, Graham, Haymond, Henderson, Hood, Howell, Hubbard, Huckleby, Jackson, Jones, Lee of M., Lusk, Macey, Mahan, Marshall of Jeff., Matthews, Maxson, McIntire, Miller, Morris, Myers, Nicholls, Odell, Pabody, Riley, Rockhill, Stapp, Steele, Storm, Talbott, Thornton, Vandever, Watt. Williams, Wines of V. Wines of G. & W. and Mr. Speaker--51.

And so said bill was not engrossed.

The House then adjourned until to-morrow morning 9 o'clock.



WEDNESDAY MORNING, January 18th, 1837.

The House met pursuant to adjournment.

Mr. Fitch presented the petition of sundry citizens of Cass county, praying a mutual transfer of certain school funds, between the townships of Eel and Noble in said county;

Which was read and referred to a select committee of Messrs. Fitch, Baird and Wines of G. & W.

Mr. Armstrong presented the petition of Samuel Adams and others, praying for a macadamized road through Clark county;

Which was read and referred to the committee on canals and internal improvements.

Mr. Lee of B. presented the petition of George Hollowell and others, praying a change in a certain state road therein named;

Which was read and referred to a select committee of Messrs. Lee of B. McKinney and Berry.

Mr. Brown of T. presented the petition of Hezekiah Hanter and others, citizens of the town of Cleaveland, Tippecanoe county, praying that said town may be incorporated;

Which was read and referred to a select committee of Messrs. Brown of T. Odell and Winship.

Mr. Talbott presented the petition of sundry citizens of Putnam county, praying that Spencer in Owen county, and the lower falls of Eel river, be made points on the New Albany and Crawfordsville rail or macadamized road;

Which was read and referred to the committee on canals and internal improvements.

Mr. Eckles presented the petition of sundry citizens of Owen county praying that Spencer in said county, may be made a point in the New Albany and Crawfordsville rail or macadamized road;

Which was read and laid on the table.

Mr. Eckles presented a communication from sundry citizens of Green county, on the subject of making Spencer a point on the New Albany and Crawfordsville rail or macadamized road;

Which was read and laid on the table.

Mr. Berry presented sundry petitions and remonstrances of citizens of Monroe and Owen counties, on the subject of making Spencer a point on the New Albany and Crawfordsville rail or macadamized road;

Which were read and laid on the table.

Mr. Storm presented a communication from sundry citizens of Green county on the subject of making Spencer a point on the New Albany and Crawfordsville rail or macadamized road;

Which was read and laid on the table.

Mr. McCarty of P. & N. presented the petition of Nath. Davis and others, praying the passage of a law to authorize them to dig a race therein named;

Which was read and referred to the committee on corporations.

Mr. Long presented the petition of sundry citizens of Marshall county, praying the passage of a law declaring Yellow river navigable from its junction with the Kankakee to the town of Plymouth in said county;

Which was read and referred to a select committee of Messrs. Long, Jackson and Hood.

Mr. Armstrong presented the petition of sundry citizens of the town of Bethlehem, praying an act of incorporation;

Which was read and referred to the committee on corporations.

Mr. Stapp made the following report:

MR. SPEAKER:

The judiciary committee to whom was referred the memorial of Asa Mills and the affidavits of James Boswell and Samuel Hull, have had the same under their consideration, and have directed me to report that the two last named documents, are in support of the official character of said Mills as Justice of the peace, and therefore ask to have them laid on the table, with their former report on the same subject;

Which was read and concurred in.

Mr. Stapp from the judiciary committee to which was referred a bill of the Senate entitled, an act to amend an act entitled an act to provide for the commissioning of Sheriffs and Coroners, and to regulate their duties, (approved Jan. 7, 1831;) and

A bill of the House amendatory of an act regulating the practice in suits at law;

Reported the same with sundry amendments;

Which were read and concurred in.

Said bills as amended were then severally read a second time, and ordered to be engrossed for a third reading on to-morrow.

Mr. Brown of T. from the judiciary committee to which was refer-

red the bill of the Senate, entitled an act amendatory of the act relative to crime and punishment;

Reported the same without amendment;

Said bill was then read a second time and passed to a third reading on to-morrow.

Mr. Vandever from the committee on military affairs made the following report:

MR. SPEAKER,

The committee on military affairs to which was committed the petition of Capt. Jared C. Jocelyn and others, members of the New Albany Guards, praying for an act of incorporation, has according to order had the same under consideration, and have directed me to report a

Bill No. 234—to incorporate the New Albany Guards;

Which was read a first, second, and third times, (the rules of the House having been dispensed with,) and passed.

Ordered, That the Clerk carry it to the Senate and ask their concurrence therein.

Mr. Graham made the following report:

MR. SPEAKER:

The committee on roads, to which was referred a bill of this House, No. 131—to relocate a part of the Fort Wayne and Indianapolis state road, and for other purposes; have had the same under consideration, and have directed me to report the same back without amendment; and recommend its indefinite postponement.

On motion of Mr. Cook,

Said bill was recommitted to a select committee of Messrs. Cook, Conner and Walpole.

Mr. Eckles from the committee on canals and internal improvements, to which was referred a bill of the House, No. 112—supplemental to an act to provide for a general system of internal improvements, (approved Jan. 27, 1836,) reported the same without amendment.

Mr. Evans moved to indefinitely postpone the bill;

And the ayes and noes being demanded by Messrs. Crume and Dowling,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird Bennett, Berry, Bloomfield, Boone, Breeze, Brown of T., Burk, Conner, Cook, Crume, Cunningham, Curry, Curtis, Evans, Ferguson, Fitch, Gale, Graham, Haymond, Henderson, Hoobler, Hood, Howell, Hubbard, Huckleby, Jackson, Jones, Lee of M. Long, Lusk, Macey, Mahan, Marshall of Jeff. Matthews, Maxson, McCarty of F. McCarty of P. & N. McIntire, Miller, Morris. Odell, Ower, Pabody, Porter, Proffitt, Pucket, Riley, Rockhill, Smith, Stapp, Steele, Storm, Strain, Talbott, Thornton, Vandever,

Vanmetre, Walpole, Watt, Williams, Wines of V. Wines of G. & W. and Mr. Speaker—65.

Those who voted in the negative are,

Messrs. Briggs, Brown of S. Burton, Dowling, Dunn, Eckles, Elder, Gird, Guard, Hanna of C. Hanna of M., James, Lee of B. Mace, Marshall of Jack, McKinney, Nicholls, Pepper, Posey, Powell, Reeve, Sands, Shook, Winship and Zenor—26.

And so said bill was indefinitely postponed.

On motion of Mr. Evans,

The use of the Hall of the House of Representatives was tendered to the Indiana Colonization Society, to hold their anniversary meeting on Friday evening next;

Mr. Macey from the committee on canals and internal improvements, to which was referred a bill authorizing the survey of a canal from Columbus to Newcastle, reported the same without amendment; and

On motion of Mr. Macey;

Said bill was laid on the table.

Mr. Burns made the following report:

MR. SPEAKER:

The committee on canals and internal improvements, to which was referred sundry petitions and resolutions, asking a branch of the Jeffersonville and Crawfordsville rail or macadamized turnpike road, through the counties of Park and Vermillion, have had the same under consideration, and directed me to report a bill No. 235—amendatory of the act entitled an act to provide for a general system of internal improvements.

Mr. Steele moved to amend said bill by making Montezuma a point.

Mr. Vandever moved to indefinitely postpone the bill and pending amendment;

And the ayes and noes being demanded by Messrs. Jones and Vandever,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Boone, Breeze, Brown of T. Burton, Conner, Cook, Crume, Cunningham, Curry, Curtis, Gale, Gird, Graham, Haymond, Henderson, Hood, Hubbard, Jackson, Jones, Lee of B. Long, Longley, Lusk, Macey, Mahan, Marshall of Jeff., Matthews, Maxson, McCarty of F. McCarty of P & N. McIntire, Miller, Morris, Myers, Nicholls, Odell, Pabody, Riley, Rockhill, Smith, Stapp, Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Watt, Williams, Wines of G. & W. and Mr. Speaker—56.

Those who voted in the negative are,

Messrs. Briggs, Brown of S. Burns, Dowling, Dunn, Eckles, Evans,

Ferguson, Fitch, Guard, Hanna of C., Hanna of M., Hoobler, Huckleby, James, Lee of M. Mace, Marshall of Jack, McKinney, Newell, Owen, Pepper, Porter, Posey, Powell, Puckett, Reeve, Sands, Shook, Steele, Wines of V. *Winship* and Zenor—33.

And so said bill and amendment were indefinitely postponed.

Mr. Fitch from the committee on canals and internal improvements, to which was referred a petition on that subject, reported

A bill No. 235—to provide for the construction of a lock in the pool dam on the *Wabash* river, at or near Delphi;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Hood from the committee on canals and internal improvements reported,

A bill No. 236—supplemental to an act to provide for a general system of improvements, (approved Jan. 27, 1836;)

Which was read the first time and passed to a second reading on to-morrow.

Mr. Hood from the committee on canals and internal improvements reported,

A bill No. 237—fixing the commencing point on the central canal;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Pepper from the committee on agriculture, to which was referred a petition on that subject, reported

A bill No. 238—to improve the breed of cattle in the county of *White*;

Which was read the first and second times, (the rules of the House having been dispensed with;)

And recommitted to a select committee of Messrs. Newell, Evans and Odell.

Mr. Hanna of C. from the committee on corporations, to which was referred bill No. 42 of the Senate, reported the same with two amendments:

Which were read and concurred in.

Said bill as amended, was then ordered to be engrossed for a third reading on to-morrow.

Mr. Hanna of M. from the committee on corporations, to which was referred a bill of the Senate, to incorporate the *Laurel Savings Institution* and Insurance company;

Which was read the second time, and

On motion of Mr. Dowling,

Recommitted to a select committee of Messrs. Dowling, Haymond and James; with instructions to strike out all excepting in relation to insurance.

Mr. Hanna of M. from the committee on corporations, to which were referred the following bills, reported

Bill No. 171—to incorporate the *Washington Hall Company*;

Bill No. 50—to incorporate the Hartford Steam-mill and Manufacturing Company;

Bill No. 172—to incorporate a company to build a bridge over White river at Noblesville;

All without amendment;

Which were severally read the second time, and ordered to be engrossed for a third reading on to-morrow.

Mr. Hanna of *M.* from the committee on corporations to which was referred a bill No. 137 to incorporate the White river bridge company, reported the same with an amendment;

Which was read and concurred in.

Said bill as amended, was then ordered to be engrossed for a third reading on to-morrow.

Mr. Hanna of *M.* from the committee on corporations, to which had been referred bill No. 107—to incorporate the Evansville Manufacturing and Dry dock Company; and bill No. 148—to incorporate the Indianapolis Carpenters and Joiners Company, reported the same without amendment;

Which were severally read a second time and ordered to be engrossed for a third reading on to-morrow.

Mr. Hanna of *M.* from the committee on corporations to which was referred a bill No. 135—to incorporate the Bloomfield and White river Insurance company, reported the same without amendment;

Which was read a second time and recommended to a select committee of Messrs. Dowling, Proffitt and Storm.

Mr. Briggs made the following report:

MR. SPEAKER:

The joint committee on public buildings to which was referred a communication of Nathan B. Palmer, keeper of the state house, in relation to the disbursements made upon the same, have according to order had said communication under their consideration, and have directed me to report, that they deem it inexpedient to legislate upon any of the matters contained in the same; except so much as refers to expenses incurred and disbursements made on account of fixing and repairing the capitol. They have therefore directed me to report that upon examination of the vouchers of the keeper for said expenses, they have found them correct, and they ask the concurrence of the House in the following resolution:

Resolved, That the committee of ways and means, be directed to report in their specific appropriation bill, an allowance to Nathan B. Palmer, of five thousand six hundred and forty four dollars and sixty two cents, for expenditures made by him, under the act to provide for the appointment of a keeper of the state house, (approved February 8th, 1836;)

Which was read and concurred in.

Mr. Mace from the joint committee on the state library, reported

A bill No. 239—to amend an act entitled an act to establish a state library;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Stapp made the following report:

MR. SPEAKER:

The select committee to which was referred a bill to incorporate certain turnpike companies therein named, have had the same under their consideration, and have directed me to report the bill to the House with amendments, and ask their concurrence therein;

Which was read and concurred in.

And said bill as amended, was then read a third time and passed.

Mr. Evans from the select committee to which was referred a bill No. 238—to improve the breed of cattle in White county, reported the same with one amendment;

Which was read and concurred in.

Said bill as amended, was then read a second time, and ordered to be engrossed for a third reading on to-morrow.

Mr. Berry from the select committee to which was referred the petition of Hannah Elliott and others, reported,

A bill No. 240—authorizing the heirs of Edward Elliott to sell certain real estate therein named;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Dowling, from the select committee to which was referred so much of the Governors Message as relates to that subject, reported

A bill No. 241—to provide for a geological survey of Indiana;

Which was read the first time and passed to a second reading on to-morrow;

Mr. Eckles made the following report:

MR. SPEAKER:

The select committee to whom was referred the bill of the House of Representatives, No. 30, with instructions to so amend said bill as to provide for a survey by the way of Spencer, the county seat of Owen county; of so much of the Jeffersonville and Crawfordsville rail or macadamized road, as lays between Bloomington and Greencastle; with power for the board of internal improvements to adopt the same as a point, if upon such survey and estimates they shall find that said point at Spencer, shall be possessed of equal claims with the other county seats on said line that have been heretofore made points, having due regard to cost, distance and commerce; have according to order had the same under consideration, and have directed me to report the same back to the House with one amendment;

Which was read and laid on the table.

Mr. Smith from the select committee to which was referred the bill vacating a part of the state road from Indianapolis by Centerville and Richmond to the state line, reported the same with one amendment; Which was read and concurred in.

Said bill as amended was then ordered to be engrossed for a third reading on to morrow.

Mr. Cook, from the select committee to which was re-committed a bill, No. 131, to relocate a part of the Fort Wayne and Indianapolis State road, reported the same without amendment.

Said bill was then ordered to be engrossed for a third reading on to-morrow.

Mr. Dunn from the select committee to which was referred a memorial on that subject, reported

A bill No. 212 to increase the capital stock of the Lawrenceburgh bridge company;

Which was read the first time and passed to a second reading on tomorrow.

Mr. Dunn, from the select committee to which was referred the petition on that subject, reported,

A Bill No. 243—authorizing the county board of Dearborn county, to levy a tax for building bridges and improving roads in said county;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Dunn from the select committee to which was referred the petition on that subject, reported,

A bill No. 244—to divorce Amanda M. Smith;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Thornton from the select committee on that subject, made the following report:

MR. SPEAKER:

The select committee to which was recommitted the bill of the House, No. 83—to incorporate the New Albany and Mount Carmel rail road company, has, according to order, had that subject under consideration, and has directed me to report the same to the House with the following amendments, and ask their concurrence therein;

1st. Strike out the name of Jacob Bence in the 7th line of the 1st section, and insert that of Shepherd Whitman; also add the name of Robert Dale Owen of Posey county.

2nd. Modify that part of the 2d section which provides for the location of said road as follows:

Commencing at the mouth of Patoka, opposite the town of Mount Carmel in the state of Illinois, so as to most conveniently and advantageously connect said road with the Alton and Mount Carmel rail road; thence on the most eligible and practicable route, to a point on the Ohio river, opposite the termination of the Louisville and South-Eastern rail road on the Kentuckyside; and thence to New Albany, with

the privilege of extending the same to Jeffersonville, if the said company should think fit so to do; provided that the Directors of said company in locating said road, shall not be compelled to locate the same by the way of the said point on the Ohio river, opposite the termination of the said Louisville South Western rail road, if they should find it inexpedient so to do; but they shall be at liberty to locate said road in such direction, as may, in their opinion, best conduce to the interest of said company;

The first branch of said report was read and concurred in.

Mr. Proffitt moved to amend the second branch by inserting in its proper place the following:

‘Or some other point on the east bank of the Wabash river, so as to connect itself the most advantageously with the Alton and Mount Carmel rail road;’

When, Mr. Jones moved to indefinitely postpone the bill and its amendments; and,

Before any question was had thereon,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

Bill No. 189—supplemental to an act to provide for a general system of internal improvements;

Was read a second time,

And on the question, “Shall the bill be engrossed and read a third time on to morrow?”

It was decided in the negative.

Bill No. 181—to incorporate the Vincennes and Terre Haute company;

Was read the second time and referred to the committee on corporations.

Bill No. 183—supplemental to an act to provide for a general system of internal improvements;

Was read a second time;

And on the question, “Shall the bill be engrossed and read a third time to-morrow?”

It was decided in the negative.

Bill No. 184—to extend the Erie and Michigan canal;

Was read a second time, and referred to a select committee of Messrs. Maxson, McCarty of P. & N. Baird and Owen.

Bill No 185—to locate a state road from Valparaiso to Laporte;

Was read a second time;

And on motion of Mr. Posey;

Amended by inserting an additional section, authorizing state roads in Posey county;

Said bill as amended was referred to the committee on roads.

Bill No. 186—to incorporate the Jeffersonville Iron Manufacturing company;

Was read a second time and referred to the committee on corporations.

Bill No. 187—to establish a certain state road therein named, and for other purposes;

Was read a second time and referred to the committee on roads.

Bill No. 188—authorizing the construction of a road from Rushville to some convenient point on the Wabash and Erie canal;

Was read a second time;

And on motion of *Mr. Macey*,

Amended by inserting Newcastle after the word Rushville.

Said bill as amended, was then read a second time and ordered to a third reading on to-morrow.

Bill No. 190—declaring certain names misprints;

Was read a second time and ordered to be engrossed for a third reading on to-morrow.

Mr. Eckles from the joint committee on enrolled bills, reports that they have compared the enrolled with the engrossed bills and joint resolutions which originated in the House of Representatives, of the following titles, to-wit:

No. 4. An act repealing certain acts regulating the mode of doing county business in the county of Greene;

No. 215. A preamble and joint resolution on the subject of erecting a bridge across the Kankakee river in Porter and Newton counties;

No. 85. An act to incorporate the Fort Wayne and Miami bridge company;

No. 127. An act to revive and continue in force an act entitled an act to incorporate the town of Rome in Perry county, (approved February 1, 1836;)

No. 132. A joint resolution on the subject of the three per cent. fund;

No. 11. An act changing the time of holding elections for township officers in the county of Warrick; and

No. 45. An act to incorporate the trustees of the Western University; And also, the following bills of the Senate, to-wit:

No. 79. An act authorizing the commissioner of the Michigan road to correspond with the commissioner of the General Land Office, in order to have the title perfected to the state of Indiana to the Michigan road grant, and for other purposes; and

No. 81. A preamble, memorial and joint resolution, in relation to the improvement of the southern coast of Lake Michigan;

And find the same truly enrolled.

Bill No. 191—relating to corporations;

Was read the second time and referred to the committee on the judiciary.

No. 192—to extend the jurisdiction and powers of the trustees of the town of Vernon:

Was read a second time and referred to the committee on corporations.

No. 193—to locate a state road from Wolfe lake to Huntington;

Was read a second time and referred to the committee on roads.

No. 194—authorizing Paul McCoon, William Avery, E. F. Hall & Co. to build a dam across the Wabash river;

Was read the second time and referred to the committee on corporations.

Bill No. 196—to locate a certain state road therein named;

Was read a second time and referred to the committee on roads.

No. 197—amendatory of the act regulating descents, distribution and dower;

Was read the second time and referred to the committee on the judiciary.

No. 198—to incorporate the Porter county seminary;

Was read a second time and referred to the committee on corporations.

No. 199—to provide for the election of a Justice of the peace in Huntsville;

Was read the second time and laid on the table.

Bill, No. 200—To provide for opening and repairing public roads in the county of Clay;

Was read a second time, and referred to the committee on roads.

No. 201—To amend the several acts now in force in this state, concerning Clerks of the circuit courts;

Was read a second time, and referred to the committee on the Judiciary.

Bill No. 11, of the Senate—To incorporate the Indiana Mutual Fire Insurance company;

Was read a second time, and referred to the committee on corporations.

No. 209—Regulating the duties and jurisdiction of Justices of the peace in Hancock county;

Was read the second time, and passed to a third reading on tomorrow.

No. 5, of the Senate—Legalizing the sale of a part of school section in Shelby county;

Was read a second time, and referred to a select committee of Messrs. Powell, Gird, Cook, Shook, and Marshall of Jefferson.

Bill, of the Senate—Authorising the location of a state road;

Bill, of the Senate—Declaring a certain road a state road;

Were severally read the second times, and referred to the committee on roads.

The following message was received from the Senate by Mr. Test, their principal secretary:

MR. SPEAKER,

I am instructed by the Senate to inform the House of Representatives, that they have passed engrossed joint resolutions of the Senate, entitled,

1. A joint resolution on the subject of the public lands, suspended from sale on the line of the Wabash and Erie canal in the State of Indiana; also

2. A joint resolution of the General Assembly of the State of Indiana, relative to the continuation of the Buffalo and Mississippi Rail Road;

To each of which joint resolutions the Senate respectfully requests the concurrence of the House.

The joint resolution in the message, on the subject of the public lands suspended from sale on the line of the Wabash and Erie canal, in the State of Indiana;

Was read the first time, and passed to a second reading on to-morrow.

The joint resolution in the message of the Senate, in relation to the continuation of the Buffalo and Mississippi Rail Road;

Was (the rules of the House having first been dispensed with,) read the first, second and third times and passed.

The following message was also received from the Senate by Mr. Test, their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives that they have passed engrossed bills of the House, entitled

An act to appropriate a part of the three per cent. fund in the county of Orange;

An act for the relief of J. B. Richardsville and F. Godfrey;

Each without amendment.

They have also passed an engrossed bill of the Senate, entitled

An act to change the name of Jamestown, in Henry county, to that of New Lisbon; in which latter bill the concurrence of the House is respectfully requested.

The bill in the message of the Senate to change the name of Jamestown, in Henry county, to that of New Lisbon;

Was read the first time and passed to a second reading on to-morrow. The following message was received from the Senate by Mr. Test, their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives that they concur in the amendment of the House, to the resolution of the Senate, entitled

No. 20, a joint resolution relative to the appointment of a commissioner to adjust the boundary line between the States of Ohio and Indiana.

The Senate insist on their second amendment to the bill of the House, entitled, "An act to incorporate the Williamsport, Warren county bridge company."

Also, the Senate have passed engrossed bills of the House, entitled as follows, viz:

No. 142—An act to provide for the election of a justice of the peace in New Amsterdam;

No. 11, An act changing the time of holding elections for township officers, in the county of Warrick;

No. 4, An act repealing certain acts regulating the mode of doing county business in the county of Greene;

No. 127, An act to revive and continue in force an act entitled an act to incorporate the town of Rome in Perry county, approved Feb. 1, 1836;

The first with amendments, to which the concurrence of the House is respectfully requested: the others without amendment.

The Senate have also passed an engrossed joint resolution of the House, entitled

No. 132, A joint resolution in relation to the three per cent. fund;
Without amendment.

The Senate have also passed an engrossed bill of the House, entitled,

No. 85, An act to incorporate the Fort Wayne and Maumee bridge company;

Without amendment.

The amendments to the bill of the House in the message of the Senate, authorizing the election of a justice of the peace in the town of New Amsterdam;

Were read and concurred in.

On motion,

The House receded from their disagreement to the amendment made by the Senate to the bill to incorporate the Williamsport and Warren county bridge company.

The following additional message was received from the Senate:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have conceded in the amendment of the House to the amendment of the Senate to the bill of the House, entitled No. 143, an act to prevent disasters on steamboats.

Also, the Senate have passed an engrossed joint resolution of the House, entitled

No. 147, A joint resolution directing the Secretary of State to furnish the county of Porter with ten copies of the revised laws of 1831, without amendment.

The following message was also received from the Senate:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed an enrolled bill of the House, entitled, An act for the benefit of Nancy Roseberry; without amendment.

Also, the Senate has passed an engrossed bill of the House, entitled "An act to incorporate the New Amsterdam manufacturing company," with amendments, to which the concurrence of the House is respectfully requested.

The amendment made by the Senate to the bill of the House, to incorporate the New Amsterdam manufacturing company;

Was read and concurred in.

The following additional message was received from the Senate:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed an engrossed bill of the House, entitled

No. 18, An act to provide for the survey of the East Fork Canal, with an amendment, in which the concurrence of the House is respectfully requested.

The amendment made by the Senate to the bill of the House in the message, to-wit: "providing that the survey shall not be made at the expense of the State," was read; and on the question of concurrence, the ayes and noes being demanded by Messrs. Walpole and Pepper,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Bennett, Bloomfield, Brown of T. Burk, Burton, Conner, Cook, Crume, Cunningham, Curry, Curtis, Depaw, Elder, Evans, Ferguson, Fitch, Gale, Hanna of C. Hanna of M. Haymond, Henderson, Hood, Hubbard, Jackson, James, Jones, Lee of B. Lee of M. Long, Longley, Lusk, Macey, Mahan, Marshall of Jack. Marshall of Jeff. Matthews, Maxson, McCarty of F. McCarty of P. & N. Morris, Newell, Odell, Owen, Pabody, Pepper, Porter, Puckett, Reeve, Riley, Rockhill, Rush, Shook, Smith, Stapp, Steele, Storm, Strain, Thornton, Vanmetre, Watt, Williams, Zenor and Mr. Speaker—65.

And those who voted in the negative are,

Messrs. Briggs, Breeze, Brown of S. Burns, Dowling, Dunn, Gird, Heath, Howell, Huckleby, McIntire, M'Kinney, Miller, Myers, Nicholls, Posey, Powell, Proffitt, Talbott, Vandever, Walpole, Wines of V. Wines of G. and W. —23.

So said amendment made by the Senate was concurred in.

The House then resolved itself into committee of the whole on the bill

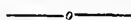
No. 233—For distributing so much of the surplus revenue of the United States as the State of Indiana may be entitled to, and receive, by virtue of an act of Congress, passed June 23rd, 1836.

Mr. Vandever in the chair;

And after some time spent therein, the committee rose and reported progress, and asked leave to sit again;

Which was granted.

And then the House adjourned until to-morrow morning 9 o'clock.



THURSDAY MORNING, Jan. 19th, 9 o'clock.

The House met pursuant to adjournment.

The Speaker laid before the House a report from the Board of Internal improvement;

Which was read, and 300 copies ordered to be printed.

Mr. Wright presented the petition of John McCampbell and others, on the subject of an appropriation for a bridge at Lusk's mill, on Sugar creek;

Which was read, and referred to a select committee of Messrs. Wright, Steele, and Evans.

Mr. Wright presented the petition of Thomas H. Bridgewaters and others, praying for a branch of the New Albany and Crawfordsville rail or macadamized turnpike road;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Wines of V. presented the petition of Joel R. Rester and others, praying a change in a certain state road therein named;

Which was read and referred to the committee on roads.

Mr. Longley presented the petition of sundry citizens of Boon county, praying a change in a certain state road therein named;

Which was read and laid on the table.

Mr. Storm presented the petition of sundry citizens of Green county, praying the passage of a law to authorize the construction of a bridge across Richland creek;

Which was read, and referred to the committee on roads.

Mr. Brown of S. presented the petition of Thomas Turman and others, citizens of Sullivan county, for a turnpike road from Vincennes to Terre Haute;

Which was read and referred to the committee on canals and internal improvements.

Mr. Gird presented three petitions praying for the relief of Isaac Drake, of Shelby county;

Which was read and referred to the committee on claims.

Mr. Bennett presented the claims of Joseph Morrow and Thomas Wright, for services rendered in apprehending a felon;

Which were read and referred to the committee on claims.

Mr. Burns presented the petition of Daniel Webster and others, praying the vacation of a certain state road in the county of Vermilion;

Which was read, and referred to a select committee of Messrs. Burns, Hoobler, and Hanna of C.

Mr. Briggs presented the petition of sundry citizens of Sullivan county, praying for a state road from Merom to Bostick's Ferry, on the Wabash river.

Mr. Bennett, from the select committee, to which was referred bill, No. 160, for the relief of Lyle McClung and others, reported it back to the House without amendment;

Which was read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Mr. Hanna of M. from the committee on corporations, introduced

A bill, No. 246—To amend an act entitled, an act to incorporate Michigan City;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Wright from the select committee to which was referred the petition of Jacob Waters and others on that subject, reported

A bill, No. 247—For the relocation of part of two state roads in Parke county;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Ferguson asked and obtained leave to introduce

A bill, No. 248—To amend an act to incorporate the Indianapolis and Ohio rail road company;

Which was read the first and second times, (the rules of the House having first been dispensed with) and referred to the committee on corporations.

Mr. Hanna of M. from the select committee on that subject, reported

A bill, No. 249—Authorising William McIlvain to build a dam across White river;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Shook, from the select committee on that subject, reported

A bill, No. 250—To change commissioner on a certain state road therein named;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Porter, from the select committee, to which was referred the petition on that subject, reported

A bill, No. 251—To change the name of the town of Mauckport;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Porter, from the select committee on that subject, reported

A bill, No. 252—To amend the act vacating the town of Northampton, in Harrison county;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Crume, from the select committee on that subject, reported

A bill, No. 253—For the relief of Asa Brown;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Hood, from the select committee on that subject, reported

A bill, No. 254—To authorise the road commissioner of Fulton county, to loan the three per cent. fund of said county;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Rockhill, from the select committee on that subject, reported

A bill, No. 255—To locate a part of the Fort Wayne and Richmond state road;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Lee of B. from the select committee on that subject, reported

A bill, No. 256—To locate a state road in Bartholomew county, from Hope to Columbus;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Walpole, from the select committee on that subject, reported

A bill, No. 257—To incorporate the town of Greenfield;

Which was read the first and second times, and referred to the committee on corporations.

The House then proceeded to the consideration of the bill,

No. 83—To incorporate the Mount Carmel and New Albany rail road company; and

The question recurring on the motion of Mr. Jones, to indefinitely postpone the bill and pending amendments,

The ayes and noes being demanded by Messrs. Porter and Miller,

Those who voted in the affirmative are,

Messrs. Breeze, Howell, Jones, Macey, McKinney, Myers, and Riley—7.

And those who voted in the negative are,

Messrs. Armstrong, Baird, Bennett, Berry, Bloomfield, Boon, Briggs, Brown of S. Brown of T. Burk, Burns, Burton, Conner, Cook, Crume, Cunningham, Curry, Depaw, Dowling, Dunn, Eckles, Elder, Evans, Ferguson, Fitch, Gale, Gird, Graham, Guard, Hanna of C. Hanna of M. Haymond, Henderson, Hoobler, Hood, Huckeby, Jackson, James, Lee of B. Lee of M. Long, Longley, Lusk, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McCarty of P. & N. McIntire, Miller, Morris, Newell, Nicholls, Odell, Owen, Pabody, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Reeve, Rockhill, Rush, Sands, Steele, Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Watt, Williams, Wines of V. Wines of G. & W. Winship, Wright, Zenor, and Mr. Speaker—84.

And so said motion was decided in the negative.

The question then recurred on the amendment offered by Mr. Proffitt on yesterday;

And passed in the affirmative.

The report, as amended, was read and concurred in; and

The bill read a third time, and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

Mr. Brown of T. made the following report:

The select committee to whom was referred the bill of the House, (No. 82) entitled an act to amend the act entitled "an act to organize and regulate the militia of the state of Indiana, approved Feb'y. 10th, 1831," have had the same under their consideration, and report the bill to the House with seven amendments.

Which were read and concurred in.

Said bill as amended, was then read a third time and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

Leave of absence was granted Mr. Heath for the remainder of the session.

Bill, No. 155—To amend an act regulating the taking up of animals going estray, and water craft adrift;

Was read a third time, and recommitted to a select committee of Messrs. James, Macey, and Baird.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

The bill of the Senate to locate a state road from Russellville, in Putnam county, to Blakesburgh;

Was read a second time, and recommitted to a select committee of Messrs. Cunningham, Mahan, and Talbott.

Bill, No. 28, of the Senate—For the formation of the Pleasant Run school district;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Mr. Walpole, from the joint committee on enrolled bills, reports—That they have compared the following enrolled with the engrossed, bills, viz:

No. 32—An act to repeal a part of the Crawfordsville, Covington, and Illinois rail road charter;

No. 31—An act for the relief of J. B. Richardsville and Francis Godfrey;

No. 76—A joint resolution relative to affairs of the State Bank and Branches;

No. 95—An act supplemental to an act, authorising the Agent of State to make a Deed to a certain lot of land adjoining Indianapolis, called brick yard lot, No. 1, to Wilks Reagan, approved February 8th, 1836;

No. 100—An act to provide for draining Lost creek, in Vigo county;

No. 103—An act to increase the compensation of the Governor of the State and other officers;

And find the same truly enrolled.

Mr. Eckles, from the joint committee on enrolled bills, reports—That they have compared the enrolled with the engrossed bills which originated in the House of Representatives, of the following titles, to wit:

No. 143—An act to prevent disasters on steamboats;

No. 147—A joint resolution directing the Secretary of State to furnish the county of Porter with ten copies of the Revised Laws of 1831;

No. 18—An act to provide for the survey of the East Fork canal;

No. 167—An act for the benefit of Nancy Rosebury;

No. 142—An act to provide for the election of Justices of the peace in the towns of New Amsterdam, in the county of Harrison, and Georgetown, in the county of Floyd;

And find the same truly enrolled.

Bill, of the Senate, vacating a certain state road therein named;

Was read a second time, and referred to the committee on roads.

Bill, No. 34, of the Senate—To authorise the commissioner of a reserved township of Seminary lands, to sell certain lands therein named;

Was read a second time, and passed to a third reading on to-morrow.

The joint resolution of the Senate, on the subject of revising, compiling, and digesting the Statute Laws of this state;

Was read the second time, and referred to the committee on the judiciary.

The joint resolution of the House, No. 115, on the subject of revising the Laws;

Was taken from the table, and referred to the committee on the judiciary.

Bill of the Senate, No. 23, amendatory of an act regulating the mode of doing county business in this state;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 204—Amendatory of an act incorporating the Carlisle School Society.

Was read a second time, and ordered to be engrossed for a third reading on to-morrow.

Bill, No. 206—To relocate a part of the New Castle state road in the counties of Tippecanoe and Clinton;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Mr. Wright asked and obtained leave, to introduce

A bill to provide for the classification of the public works;

Which was read—when,

Mr. Vandever moved to reject it;)

And the ayes and noes being demanded by Messrs. Wright and Vandever,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Boon, Briggs, Breeze,

Brown of S. Brown of T. Burk, Burton, Chambers, Conner, Cook, Crume, Cunningham, Curry, Depaw, Dowling, Eckles, Elder, Evans, Graham, Guard, Hanna of M. Haymond, Henderson, Hood, Hubbard, Jackson, Jones, Lee of B. Lee of M. Longley, Lusk, Macey, Mahan, Marshall of Jefferson, Matthews, McCarty of F. McCarty of P. & N. McIntire, McKinney, Miller, Morris, Odell, Pabody, Riley, Rockhill, Rush, Smith, Stapp, Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Watt, Williams, Wines of V. Wines of G. & W. and Mr. Speaker—63.

And those who voted in the negative are,

Messrs. Armstrong, Burns, Dunn, Ferguson, Gale, Gird, Hanna of C. Hoobler, Howell Huckleby, Marshall of Jackson, Maxson, Myers, Newell, Nicholls, Owen, Pepper, Porter, Posey, Powell, Puckett, Reeve, Sands, Shook, Steele, Walpole, Winship, Wright, and Zenor—29.

And so said bill was rejected.

Bill, No. 202—To authorise Samuel Colman to sell certain real estate; Was read a second and third times, (the rules of the House having first been dispensed with,) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

Mr. Dunn asked and obtained leave to introduce

A bill, No. 258—Appropriating the 3 per cent. fund, in Dearborn county;

Which was read the first time, and passed to a second reading on to-morrow.

Bill, No. 203—To legalize the proceedings of the Salem Presbyterian congregation;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill of the Senate, to establish a state road from Kirk's cross roads, in Clinton county, to Michigan city;

Was read a second time, and referred to a select committee of Messrs. Newell, Brown of T. Winship, and Dowling.

Bill, No. 205—To repeal an act to relocate part of the state road leading from Martinsville, in Morgan county, to Danville;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 207—Repealing the 3d section of an act to amend an act regulating the interest on money;

Was read a second time, and laid on the table.

Bill, No. 208—To locate a state road from Warsaw to the Tippecanoe river;

Was read a second time, and

On motion of Mr. Jackson,

Amended, by inserting an additional section.

Said bill was then referred to the committee on roads.

Bill, No. 210—To amend an act to incorporate the town of Terre Haute;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 211—To repeal so much of the act regulating the jurisdiction and duties of Justices of the peace, as relates to Vermilion county:

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 212—To amend the several acts regulating the mode of doing county business in Martin county;

Was read a second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 213—To authorise the Commissioner of reserve township of Seminary lands in Monroe county, to cancel certain contracts;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 214—To straighten and permanently establish the line between the counties of Daviess and Martin;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 216—Funding the surplus revenue;

Was read the second time, and referred to a select committee of Messrs. Jones, Marshall of Jackson, Crume, McCarty of F. Rockhill, Graham, and Marshall of Jefferson.

The House resolved itself into a committee of the whole, on the bill, No. 233—To provide for distributing so much of the surplus revenue of the United States as the state of Indiana may be entitled to receive, by virtue of an act of Congress of June 23d, 1836,

Mr. Vandever in the chair,

And after some time spent therein,

The committee rose, reported the bill with sundry amendments, and asked leave to sit again; which leave was not granted.

The committee were then discharged from the further consideration of said bill; and,

On motion,

The bill laid on the table, and 100 copies ordered to be printed for the use of the House.

Bill, No. 217—Permanently fixing the boundary line between the counties of Jefferson and Clark;

Was read the second time, and referred to a select committee of Messrs. Ferguson, Armstrong, Marshall of Jefferson, Stapp, Chambers, and Thornton.

Bill, No. 218—Supplemental to "an act to provide for a general system of internal improvements," approved Jan. 27th, 1836;

Was read a second time, and laid on the table.

Bill, No. 219—To amend an act entitled, "an act to regulate the mode of doing county business in Vigo county;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 220—To locate a state road in the counties of Delaware and Madison;

Was read a second time; and,

On motion of Mr. Vanmetre,

Amended by inserting an additional section.

Said bill, as amended, was then referred to the committee on roads.

Bill, No. 221—Supplemental to an act to establish a State Bank;

Was read a second time, and referred to a select committee of Messrs. Hood, Rockhill, and Long.

Bill No. 222—To incorporate the Clay county Seminary;

Was read a second time; and (the rules of the House were dispensed with) the bill considered as engrossed, and read a third time and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

Bill, No. 223—Regulating crimes and punishment;

Was read a second time, and referred to the committee on the judiciary.

Bill, No. 224—To revive the corporation of the town of Bowling-green, in Clay county;

Was read a second time; and,

The rules of the House were dispensed with, the bill considered as engrossed, and read a third time and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

Bill, No. 225—To change the name of the town of Mongoquinong to that of Lima;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill of the Senate—To relocate a part of the Shelbyville and Vernon state road;

Was read the second time, and referred to the committee on roads.

Bill, No. 32, of the Senate, relative to evidence;

Was read the second time, and referred to the committee on the judiciary.

On motion,

Bill, No. 140, of the House—Amendatory of an act for the prevention of frauds and perjuries;

Was taken from the table, and referred to the committee on the judiciary.

Bill of the Senate, to incorporate the town of Greensburgh in Decatur county;

Was read the second time, and ordered to be engrossed for a third reading on to-morrow.

Bill, supplemental to an act, to provide for the division of the 8th, and formation of the 9th judicial circuits;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Leave of absence generally, was granted Mr. Curtis.

Bill of the Senate—To change the name of the town of Fullerton to that of Lodi;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill of the Senate—To establish a state road;

Was read a second time, and referred to the committee on roads.

Bill, No. 237—To relocate a certain bridge and state road therein named;

Was read a second time, and referred to a select committee of Messrs. Hoobler, Burns, and Steele.

Bill, No. 228—To legalize the proceedings of the board of commissioners of Warriek county;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill of the Senate, No. -- To authorise a change in a certain state road therein named;

Was read a second time, and referred to the committee on roads.

Bill of the Senate, No. — To incorporate the Eel river manufacturing company;

Was read a second time, and referred to the committee on corporations.

Bill, No. 43, of the Senate—Relating to state roads;

Was read a second time, and referred to a select committee of Messrs. Lee of B. Pabody, and Berry.

Bill, No. 29, of the Senate—To organize the county of Wells;

Was read a second time, and laid on the table.

The following message was received from the Governor, by Mr. Maguire, his private secretary:

MR. SPEAKER:

The Governor did, on yesterday, approve and sign a joint memorial and acts, of the following titles, to wit:

A joint memorial of the General Assembly of the state of Indiana, on the subject of the Cumberland road;

An act to organize the county of Steuben;

An act to organize Lake county;

An act to legalize the election of Probate Judge in Fulton county; and

An act to legalize the election and acts of H. P. De Bruler, as probate Judge in the county of Pike;

All of which originated in the Senate.

Bill, No. 229—Providing for the adjournment of Probate courts in certain cases, and fixing the return day of executions;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No 231—To amend the act relative to county Seminaries;
Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 152—Appropriating so much of the 3 per cent. fund as is now due to Green county;

Bill, No. 175—To declare certain roads state roads;

Bill, No. 173—To change the name of Danville, and

Bill, No. 171—To incorporate the Washington Hall company;

Bill, No. 179—Declaring certain county roads, in Owen county, state roads;

Bill, No. 180—For the formation of school districts in the counties of Marion and Shelby; and

Bill, No. 169—To preserve the Fire Engine, at Indianapolis;

Were severally read the third times and passed.

Ordered, That the Clerk carry them to the Senate, and ask their concurrence therein.

Bill, No. 49—Supplemental to an act to provide for a general system of internal improvements;

Was read a third time; and,

On the question, shall the bill be passed?

The ayes and noes being demanded by Messrs. Haymond and Jones,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Bennett, Bloomfield, Boon, Briggs, Brown of S. Burk, Burton, Crume, Cunningham, Curry, Depaw, Dowling, Eckles, Elder, Evans, Ferguson, Fitch, Gale, Gird, Graham, Hanna of M. Henderson, Hoobler, Hood, Howell, Huckleby, Jackson, James, Lee of B. Lee of M. Long, Longley, Lusk, Mahan, Marshall of Jackson, Maxson, McCarty of F. McCarty of P. & N. McIntire, Morris, Nicholls, Owen, Pabody, Pepper, Porter, Posey, Powell, Puckett, Reeve, Riley, Rockhill, Sands, Shook, Smith, Stapp, Steele, Storm, Strain, Talbott, Thornton, Vanmetre, Walpole, Watt, Williams, Wines of V. Wines of G. & W. Winship, Wright, and Zenor—71.

And those who voted in the negative are,

Messrs. Berry, Breeze, Brown of T. Burns, Chambers, Guard, Haymond, Hubbard, Jones, Matthews, and Mr. Speaker—11.

And so said bill passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

Mr. Briggs introduced

A bill, No. 259—To repeal the 20th section of an act regulating the mode of doing county business, so far as relates to Sullivan county;

Which was read the first time, and passed to a second reading on to-morrow.

And then the House adjourned until to-morrow morning, 9 o'clock.

FRIDAY MORNING, January 20th, 1837.

The House met pursuant to adjournment.

Mr. Burton presented the petition of Abijah Dunham and others, citizens of Clay county, praying a change in a certain state road therein named;

Which was read and referred to the committee on roads.

Mr. Hanna of C. presented the petition of sundry citizens of the counties of Clinton, Tippecanoe and Carroll, praying for a state road from Rossville in Clinton county, to Americus in Tippecanoe county;

Which was read and referred to a select committee of Messrs. Hanna of C., Winship, Brown of T. and Odell.

Mr. Burton presented the remonstrance of Joseph Townsend and others, citizens of Clay county, against any change in a certain state road therein named;

Which was read and referred to the committee on roads.

On motion of Mr. Armstrong,

The remonstrance of Joseph Bowman and others, against any change of line between the counties of Clark and Jefferson;

Was taken from the table, and referred to the same select committee to which the petition on that subject was referred.

Mr. Crume presented the petition of Joseph D. Thornton and others, praying that the name of the town of West Union in Fayette county, may be changed to that of 'Everton';

Which was read and referred to a select committee of Messrs. Crume, Bennett and Haymond.

Mr. Pepper presented the petition of John Columbia and others of Dearborn county, for a state road therein named;

Which was read and referred to a select committee of Messrs. Pepper, James, Dunn and Guard.

Mr. Reeve presented the petition of John Woods and others, praying to have refunded certain moneys which he has improperly paid for taxes;

Which was read and referred to the committee on claims.

Mr. Thornton from the committee on education made the following report:

MR. SPEAKER:

The committee on education to which was committed the petition of J. E. Green and others, citizens of township No. 13, north of range 8 west, in Vigo county, praying for the passage of a special law to enable them to subdivide and sell their school section, has according to order had the same under consideration, and has directed me to report that in the opinion of said committee, the present law sufficiently provides for the ease of the petitioners, and that further legislation on the subject is unnecessary, and ask to be discharged from the further consideration of the subject;

Which was read and concurred in.

Mr. Burton from the committee on roads made the following report:

MR. SPEAKER:

The committee on roads to which was referred the petition of James Chambers and others, praying the appropriation of a part of the three per cent. fund in the county of Morgan, have according to order, had the same under consideration, and have directed me to report that in the opinion of said committee, it is inexpedient to legislate upon that subject, and ask to be discharged from the further consideration thereof;

Which was read and concurred in.

Mr. Burton from the committee on roads made the following report:

The committee on roads to which was referred a petition of George Horner and others, citizens of Green county, have had the same under consideration, and directed me to report that in the opinion of said committee, it is inexpedient to legislate on that subject, and ask to be discharged from the further consideration thereof;

Which was read and concurred in.

Mr. Burton from the committee on roads, to which was referred a bill of the House No. 200—for the purpose of opening and repairing roads and highways in the county of Clay, reported the same without amendment;

Said bill was read a second time and ordered to be engrossed for a third reading on to-morrow.

Mr. Burton from the committee on roads, to which were referred a bill of the Senate, authorizing a change in the state road from Mooresville *via* Danville to Crawfordsville; and a bill of the Senate authorizing a change in the Shelbyville and Vernon state road;

Reported the same without amendment, and recommend their indefinite postponement:

Which was read and concurred in.

Mr. Graham made the following report:

MR. SPEAKER,

The committee on roads to which was referred,

1. Resolution inquiring into the expediency of so amending the road law, as to give to supervisors the power to call out all hands indiscriminately, to work an equal number of days upon public roads;

2. Resolution inquiring into the expediency of giving the supervisors the power and authority of collecting the road tax;

3. Resolution inquiring into the expediency of so amending the road law, as to require the labor performed thereon, to be done between the 1st day of May and the 1st day of November in each year; also, to require the labor to be performed in equal proportions on all the roads in each supervisor's district;

4. Resolution inquiring into the expediency of requiring the collector of the revenue to pay over to the proper supervisors all the road taxes which they may collect;

5. Resolution inquiring into the expediency of amending the road law, so as to insure a more faithful discharge of the duties of supervisors, and to require their appointment by the board doing county business;

6. Resolution inquiring into the expediency of so amending the road law, as to give each individual the privilege of working out the amount of their road tax on their respective roads; and to require each individual subject to work roads, to perform three days labor for their personal privileges, and after that, the roads to be worked upon the ad valorem assessment of property;

7. Resolution inquiring into the expediency of causing cart ways to be opened on other roads; and also,

8. Petition of W. R. Hale and others, citizens of Grant county, praying the relocation of a state road therein named;

9. The petition of Mr. Suggs and other citizens of Vermilion county praying for a certain state road, and also the relocation of another state road;

Have had the same under consideration, and have directed me to report, that in the opinion of the committee, it is inexpedient to legislate upon said resolutions; and inexpedient to grant the prayer of the petitioners.

The 2nd, 3rd, 4th and 6th branches of which,

Were read and recommitted to a select committee of Messrs. Wright, Bennett, Graham and Brown of T;

And the residue read and concurred in.

Mr. Graham made the following report:

MR. SPEAKER:

The committee on roads to which was referred the petition of S. S. Johnson and others, praying for compensation for following and apprehending a felon, have directed me to report the same back, and recommend its reference to the committee on claims;

Which was read and concurred in.

Mr. Evans from the committee on canals and internal improvements to which was referred so much of the Governors message as relates to that subject, reported

A bill No. 260—entitled an act relative to the Mount Vernon and Princeton turnpike road;

Which was read the first time and passed to a second reading on tomorrow.

Mr. Burton from the committee on canals and internal improvements, to which was referred a bill of the House supplemental to an act entitled an act to provide for a general system of internal improve-

ments, (approved Jan. 27, 1836,) reported the same without amendment;

Which was read the second time,

When Mr. Jones moved to indefinitely postpone the bill,

And the ayes and noes being demanded thereon by Messrs. Jones and Vandever,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Berry, Breeze, Burk, Chambers, Cook, Cunningham, Curry, Depauw, Gale, Graham, Hanna of C. Haymond, Hoobler, Huckleby, Jackson, Jones, Lee of B. Lee of M. Lusk, Mahan, Matthews, Maxson, McCarty of P. & N., McIntire, McKinney, Miller, Myers, Odell, Sands, Shook, Smith, Stapp, Steele, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Wines of G. & W. and Mr. Speaker—43.

Those who voted in the negative are,

Messrs. Bennett, Bloomfield, Boone, Briggs, Brown of S., Brown of T. Burns, Burton, Conner, Crume, Dowling, Dunn, Eckels, Elder, Ferguson, Fitch, Gird, Guard, Hanna of M., Henderson, Hood, Howell, Hubbard, James, Long, Longley, Mace, Marshall of Jack., McCarty of F., Nicholls, Owen, Pabody, Pepper, Porter, Posey, Powell, Puckett, Reeve, Riley, Rockhill, Storm, Watt, Williams, Wines of V. Wright and Zenor—46.

So said motion was decided in the negative.

Mr. Burton moved to amend the bill,

When,

On motion of Mr. Rockhill,

The bill and amendment were laid on the table.

Mr. Hanna of M. from the committee on corporations made the following report:

The committee on corporations to which was referred

A bill to incorporate the Porter county seminary;

Bill No. 186—to incorporate the Jeffersonville Iron Manufacturing company;

A bill to extend the jurisdiction and powers of the President and trustees of the town of Vernon in Jennings county, and a bill,

No. 195—to authorize Paul McCoon and others to build a dam across the Wabash river, have had said bills under their consideration and have instructed me to report the same back to the House, the last with one amendment, which is by adding a second section, and the others without amendment; also

An act No. 11, of the Senate, to incorporate the Indiana Mutual Insurance company, without amendment;

Bill No. 186, to incorporate the Jeffersonville iron manufacturing company; and

The bill to incorporate the Porter county seminary;

Were severally read the second times, and (the rules of the House were dispensed with,) said bills considered as engrossed, read a third time and passed.

Ordered, That the clerk carry them to the Senate and ask their concurrence therein.

A bill to extend the jurisdiction and powers of the President and trustees of the town of Vernon;

Was read the second time and ordered to be engrossed for a third reading on to-morrow.

The amendment to bill No. 195, authorising Paul McCoon and others to build a dam across the Wabash river;

Was read and concurred in.

Said bill, as amended, was then read a second time; and, the rules of the House having been dispensed with, the bill was considered as engrossed, read a third time and passed.

Ordered, That the clerk carry it to the Senate and ask their concurrence therein.

Bill of the Senate, No. 11, entitled an act to incorporate the Indiana Mutual Insurance Company;

Was read the second time, and, the rules of the House being dispensed with, the bill read the third time and passed.

Ordered, That the clerk inform the Senate thereof.

Mr. Vandever from the select committee to which was referred a bill of the House, No. 176, reported the same with one amendment, which was read and concurred in.

Said bill, as amended, was then read the second time, and the rules of the House were dispensed with, the bill considered as engrossed, read a third time and passed.

Ordered, That the clerk carry it to the Senate and ask their concurrence therein.

Mr. Posey from the select committee on that subject, reported a bill

No. 261, to locate a state road from Portland on the National road to the Michigan road in Shelby county;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Powell, from the select committee to which was referred a bill of the Senate, entitled an act to legalize the sale of the south east quarter of section 16, in congressional township No. 14: together with a petition and remonstrance on the same subject, reported said bill with an amendment;

Which was read and concurred in.

Said bill, as amended, was then read a second time, and ordered to be engrossed for a third reading on to-morrow.

Mr. Hanna of M. made the following report:

MR. SPEAKER:

The select committee to which was referred the petition of A. H. Dawson and others, praying a change and relocation of a part of the state road leading from the Cumberland road to the Lafayette State road, at or near the mouth of Bushe's run, in Marion county: also the remonstrance of John Draper and others, against said re-location—report, That inasmuch as the number of petitioners is 13, and that of those remonstrating 98, they deem it inexpedient to legislate on that subject, and therefore ask to be discharged from the further consideration of the same.

Which was read and concurred in.

Mr. Hanna of M. from the select committee on that subject, reported a bill

No. 262—To drain the swamps and low-lands north east of Indianapolis;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Stapp from the select committee to which was referred a bill permanently fixing the line between the counties of Jefferson and Clarke, reported the same without amendment.

Said bill was read the second time, and ordered to be engrossed for a third reading on to-morrow.

Mr. Cunningham, from the select committee to which was referred a bill on the subject of a state road from Russelville, in Putnam county, to Blakesburgh, in said county, reported the same with an amendment;

Which was read and concurred in.

Said bill, as amended, was then read the second time and ordered to be engrossed for a third reading on to-morrow.

Mr. Mace, from the select committee on that subject, reported

A bill No. 263, to increase the salary of Treasurer of State, and other officers;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Burke, from the select committee on that subject, reported a bill

No. 264, to provide for the construction of a bridge across Clear Creek, in Huntington county;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Mace, from the select committee on that subject, reported a bill,

No. 265—To incorporate the Fountain County Insurance Company, and for other purposes;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Burns, from the select committee to which was referred, Bill

No. 227, to locate a bridge, and to re-locate a part of a certain state road therein named, reported the same with an amendment;

Which was read and concurred in.

Said bill, as amended, was then read a second time, and the rules of the House were dispensed with, the bill considered as engrossed, read a third time and passed.

Ordered, That the clerk carry it to the Senate, and ask their concurrence therein.

Mr. Long, from the select committee to which was referred a petition on that subject, reported a bill

No. 266—Declaring part of Yellow River a public highway;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Fitch, from the select committee on that subject, reported a bill

No. 267—To authorize the mutual transfer of certain school funds between Eel and Noble townships in the county of Cass;

Which was read the first time and passed to a second reading on tomorrow.

Mr. Walpole, from the joint committee on enrolled bills, reports—that they did this day present to His Excellency, the Governor, for his approval and signature, bills and joint resolutions that originated in the House of Representatives, of the following titles, to-wit:

No. 4—An act repealing certain acts regulating the mode of doing county business in the county of Greene;

No. 18—An act to provide for the survey of the East Fork canal.

No. 33—An act to repeal a part of the Crawfordsville, Covington and Illinois rail road charter;

No. 45—An act to incorporate the Western University;

No. 64—An act for the relief of J. B. Richardsville and Francis Godfrey.

No. 76—A joint resolution relative to the officers of the State Bank and Branches;

No. 85—An act to incorporate the Fort Wayne and Maumee Bridge Company;

No. 95—An act supplemental to an act authorizing the agent of State to make a deed to a certain lot of land adjoining Indianapolis, called Brick Yard Lot No. 3, (but which should be Lot No. 1,) to Wilks Reagap, approved Feb. 8th, 1836;

No. 100—An act to provide for draining Lost Creek in Vigo county.

No. 103—An act to increase the compensation of the Governor of the State, and other officers;

No. 127—An act to revive and continue in force an act entitled an act to incorporate the town of Rome in Perry county, approved Feb. 1. 1836;

No. 132—A joint resolution on the subject of the three per cent. fund;

No. 142—An act to provide for the election of Justices of the

Peace in the town of New Amsterdam, in the county of Harrison, and Georgetown, in the county of Floyd;

No. 143—An act to prevent disasters on steamboats.

No. 147—A joint resolution directing the Secretary of State to furnish the county of Porter with ten copies of the revised laws of 1831;

No. 167—An act for the benefit of Nancy Roseberry;

No. 215—A preamble and joint resolution on the subject of erecting a bridge across the Kankakee river in Porter & Newton counties;

Also, bills that originated in the Senate, of the following titles, viz:

No. 79—An act authorising the commissioner of the Michigan road to correspond with the commissioner of the General Land Office in order to have the titles perfected to the State of Indiana, to the Michigan Road Grant, and for other purposes;

No. 81—A preamble, memorial and joint resolution in relation to the improvement of the southern coast of Lake Michigan;

Mr. Walpole from the joint committee on enrolled bills, reports—that they have compared a joint resolution that originated in the Senate, entitled, “a joint resolution of the General Assembly of the State of Indiana, relative to the continuation of the Buffalo and Mississippi rail road,” with the engrossed, and find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Mr. Burns, from the select committee to which was referred the petition of Daniel Webster, and others, on that subject, reported

A bill No. 268—to vacate a certain state road, and to re-locate another state road;

Which was read the first time and passed to a second reading on tomorrow.

Mr. McCarty of P. & N. from the select committee to which was referred Bill No. 184, reported the same with an amendment;

Which was read and concurred in.

Said bill was read a second time, and

On motion of Mr. Hood,

Amended by striking out all except that part relating to a survey;

Mr. Bennett moved to amend by saying “provided the State shall not be at the expense of the survey;” and

On motion,

The bill and pending amendment were laid on the table.

Mr. Crume, from the select committee on that subject, reported a bill

No. 269—To provide for the erection of a bridge over White river at Connersville;

Which was read the second time and passed to a third reading on tomorrow.

Mr. Smith, from the select committee to which was referred petitions on the subject of a turnpike road from Richmond to Munceytown, reported a bill

No. 270—To amend the act, entitled an “act to incorporate sundry companies;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Walpole, from the select committee to which was referred the petition of Jonathan Dunbar and others, reported a bill

No. 271—Authorizing the re-location of a certain State road;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Lee of B. from the select committee to which was referred the petition of sundry citizens of Bartholomew county, on that subject, reported a bill

No. 272—Declaring a certain road a state road;

Mr. Lee of B., from the select committee to which was recommit-
ted bill of the Senate, No. 33, entitled an act relating to State roads,
reported the same with one amendment;

Which was read and concurred in.

Said Bill as amended, was read the second time and ordered to be
engrossed for a third reading on to-morrow.

On motion of Mr. Thornton,

Bill No. 30, supplemental to an act to provide for a general sys-
tem of internal improvements;

Was taken from the table.

The question recurred on concurring in the report of the select com-
mittee; and

Was decided in the affirmative.

The bill was then read a second time;

When,

Mr. Storm moved to indefinitely postpone;

And the ayes and noes being demanded by Messrs. Storm and
Evans,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Boon, Chambers, Cun-
ningham, Curry, Depaw, Dowling, Evans, Haymond, Hubbard, Jones,
Lee of M. Mahan, Marshall of Jeff. Matthews, M. Carty of F. McIn-
tire, Morris, O'ell, Smith, Stapp, Steele, Strain, Talbott, Thornton,
Vandeveer, Williams, and Mr. Speaker—31.

And those who voted in the negative are,

Messrs. Armstrong, Briggs, Brown of S. Brown of T. Burk, Burns,
Burton, Conner, Cook, Crume, Eckles, Elder, Ferguson, Fitch, Gale,
Gird, Graham, Hanna of C. Hanna of M. Henderson, Hoobler, Hood,
Howell, Huckleby, Jackson, Lee of B. Long, Longley, Lusk, Mar-
shall of Jack. Max-on, McCarty of P. & N. McKinney, Miller, My-
ers, Newell, Nicholls, Owen, Pabody, Posey, Powell, Puckett, Reeve,
Riley, Sands, Shook, Storm, Vanmetre, Walpole, Watt, Wines of V,
Wines of G. and W. Wright and Zenor—55.

So said motion was decided in the negative.

On motion of *Mr. Burton*,

The previous question was then ordered to be put, to-wit: "Shall the bill be engrossed?"

And the ayes and noes being demanded thereon by Messrs. *Burton and Berry*,

Those who voted in the affirmative are,

Messrs. *Armstrong, Bloomfield, Briggs, Brown of S., Burk, Burns, Burton, Conner, Cook, Crume, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Graham, Hanna of C. Hanna of M. Henderson, Hoobler, Hood, Howell, Huckeby, Jackson, Lee of B. Long, Longley, Lusk, Marshall of Jack. Maxson, McCarty of P. & N, Miller, Myers, Newell, Nicholls, Owen, Pabody, Porter, Posey, Powell, Proffitt, Puckett, Reeve, Riley, Sands, Shook, Smith, Storm, Vanmetre, Walpole, Wines of V. Wines of G. & W. Wright and Zenor—55.*

Those who voted in the negative are,

Messrs. *Baird, Bennett, Berry, Boone, Breeze, Brown of T, Chambers, Cunningham, Curry, Depaw, Dowling, Evans, Haymond, Hubbard, Jones, Lee of M. Mahan, Marshall of Jeff., Matthews, McCarty of F. McIntire, McKinney, Morris, Odell, Stapp, Steele, Strain, Talbott, Thornton, Vandever, Watt, Williams and Mr. Speaker—32.*

So said bill was ordered to be engrossed.

Mr. Burns moved that the rules of the House be dispensed with, and the bill be read a third time now;

And the ayes and noes being demanded by Messrs. *Evans and Jones*,

Those who voted in the affirmative are,

Messrs. *Armstrong, Brown of S., Burns, Burton, Conner, Eckles, Ferguson, Gale, Gird, Hanna of M., Hoobler, Howell, Huckeby, James, Lusk, Marshall of Jack., Miller, Myers, Newell, Nicholls, Pabody, Porter, Posey, Puckett, Reeve, Riley, Shook, Storm, Walpole, Wines of V. Wines of G. & W. Wright and Zenor—33.*

Those who voted in the negative are,

Messrs. *Baird, Bennett, Berry, Bloomfield, Boone, Briggs, Breeze, Brown of T. Burk, Chambers, Cook, Crume, Cunningham, Curry, Depaw, Dowling, Elder, Evans, Fitch, Graham, Hanna of C. Haymond, Henderson, Hood, Hubbard, Jackson, Jones, Lee of B. Lee of M. Long, Longley, Mahan, Marshall of Jeff. Matthews, Maxson, McCarty of F., McCarty of P. & N., McIntire, McKinney, Morris, Odell, Posey, Smith, Stapp, Steele, Strain, Talbott, Thornton, Vandever, Vanmetre, Watt, Williams, and Mr. Speaker—53.*

So said motion was decided in the negative.

The said bill was then ordered to be engrossed for a third reading on to-morrow.

On motion of Mr. Crume,

The vote heretofore taken on the resolution prescribing the order of business;

Was reconsidered.

The said resolution was then amended and adopted.

Mr. Crume made the following report:

MR. SPEAKER:

The select committee to which was referred a bill of this House, No. 51, "authorizing the sale of certain lots in the town of Indianapolis, and for other purposes, report the same back to the House with two amendments, in which the concurrence of the House is requested.

The said amendments were read and concurred in.

The bill as amended was then read the third time and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

And then the House adjourned till 2 o'clock.

2 o'clock, P. M.

The House met.

Bill No. 209—regulating the duties and jurisdiction of Justices of the peace in Hancock county;

No. 121—to legalize the proceedings of the trustees of school section in Dearborn county;

No. 166—to legalize the proceedings of the trustees of the Presbyterian church in Decatur county;

No. 161—to legalize the deed of donation made by Peter C. Vanslyke;

Joint resolution of the Senate relative to constructing two harbors at Lake Michigan;

Bill of the Senate, to amend an act organizing circuit courts, and defining their duties;

No. 154—of the House of Representatives, to alter the boundary lines of Carroll and White counties;

No. 148—to incorporate the Indianapolis Masters and Joiners Association;

No. 137—to incorporate the White river bridge company;

No. 172—to incorporate a company to build a bridge over White river at Noblesville;

No. 50—to incorporate the Hartford Steam-mill company;

No. 130—to vacate a part of a certain state road;

No. 107—to incorporate the Evansville Manufacturing and Dry dock company;

No. 24—of the Senate, to amend the ninth section of an act relative to crimes and punishments;

No. 238—to improve the breed of cattle in *White* county;

No. 62—to incorporate certain turnpike companies therein named;

No. 42—of the Senate, to incorporate the Carroll county seminary;

No. 136—amendatory of an act regulating the practice in suits at law, (approved Jan. 29, 1831;)

No. 27—of the Senate, to amend an act to provide for commissioning Sheriffs and Coroners, and defining their duties;

No. 188—of the House of Representatives, authorizing the construction of a road from Rushville to some convenient point on the Wabash and Erie canal;

No. 190—declaring certain names misprints;

No. 23—of the Senate, for the formation of Pleasant run school district in Carroll county;

No. 34—of the Senate, to authorize the commissioner of the reserve township of seminary lands, to sell certain lands therein named;

No. 23—of the Senate, to amend an act regulating the mode of doing county business in this state;

No. 131—to relocate a part of the Fort Wayne and Indianapolis state road;

No. 204—amendatory of an act incorporating the Carlisle school society;

No. 206—to relocate a part of the Newcastle and Lafayette state road in Tippecanoe county;

No. 203—to legalize the proceedings of the board of trustees of the Salem presbyterian congregation;

No. 205—to repeal an act to relocate a part of a certain state road;

No. 210—to amend an act to incorporate the town of Terre Haute;

No. 211—to repeal so much of an act amendatory of the act regulating the jurisdiction and duties of Justices of the peace, as relates to the county of Vermilion;

No. 212—to amend the several acts regulating the mode of doing county business in the county of Martin;

No. 213—authorizing the commissioner of the reserve township of seminary lands in Monroe county, to cancel certain contracts;

Were severally read the third time and passed.

Ordered, That the Clerk carry the said bills of the House to the Senate and ask their concurrence therein.

No. 214—straightening and permanently establishing the line between Daviess and Martin counties;

Was read the third time and laid on the table.

Bill of the Senate, to incorporate the town of Greensburg in Decatur county;

Bill of the Senate, supplemental to an act providing for the division of the eighth and formation of the ninth judicial circuit;

Bill of the Senate to change the name of Fullerton to that of Lodi;

No. 228—of the House of Representatives, to legalize the proceedings of the board of commissioners of Warrick county at their January term, 1837;

Were severally read the third times and passed.

Ordered, That the Clerk carry the said bill of the House to the Senate and ask their concurrence therein.

Bill No. 229—providing for the adjournment of probate courts, and fixing the return day of executions;

Was read the third time and committed to the committee on the judiciary.

No. 230—to amend an act regulating the fees and salaries of certain officers therein named;

Was read the third time and referred to a select committee of Messrs. Crume, Hubbard and Mace.

No. 219—to amend an act to regulate the mode of doing county business;

No. 231—to amend an act relating to county seminaries;

No. 160—for the relief of Lyle McClung and others;

No. 225—to change the name of *Mongoquinong* to that of *Lima*;

Were severally read the third times and passed.

Ordered, That the Clerk carry them to the Senate and ask their concurrence therein.

The following message was received from the Senate by Mr. Test, their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed engrossed bills of the house entitled,

No. 117—an act to amend the charter of the Vevay seminary;

No. 124—an act to legalize the election of probate judge in Kosciusko county;

No. 144—an act to incorporate the Brookville Insurance company;

The two first without amendment; the latter with an amendment to which the concurrence of the House is respectfully requested.

The Senate have also passed engrossed bills thereof entitled,

An act to incorporate the Delphi Insurance company;

An act to amend an act to organize probate courts, and defining the powers and duties of executors, administrators, and guardians, (approved Feb. 10. 1831;)

In which also the concurrence of the House is respectfully requested.

They have also passed an engrossed joint resolution entitled,

A joint resolution of the General Assembly of the state of Indiana, relative to the purchase of a fire engine for the protection of the public property located at the town of Jeffersonville;

In which also the concurrence of the House is respectfully requested.

The amendment made by the Senate to the Bill of the House No. 144;

Was read and concurred in.

Bill of the Senate in the message to incorporate the Delphi Insurance company;

Was read the first time and passed to a second reading on to-morrow.

Bill in the message of the Senate to amend an act to organize probate courts, and defining the duties of executors, administrators and guardians;

Was read the first and second times and referred to the committee on the judiciary.

Joint resolution in the message of the Senate, relative to the purchase of a fire engine to protect the public property at Jeffersonville;

Was read the first time and passed to a second reading on to-morrow.

The following message was received from the Senate by Mr. Dumont, their Secretary:

MR. SPEAKER:

I am directed to inform the House of Representatives that the Senate has passed a bill entitled as follows, to-wit:

A bill to change the name of the town of South Bend to that of Otweaga;

In which the concurrence of the House is respectfully requested;

Which was read the first time, and

On motion,

The said bill was rejected;

(Mr. Baird voting in the negative)

On motion of Mr. Vandever, the resolution of the Senate fixing on the 30th inst. for the day of adjournment, *sine die*, was taken from the table.

The pending amendment to said resolution (to-wit) striking out the words '30th January' and inserting Monday the '6th day of February';

Was read and adopted.

The resolution as amended was then adopted.

Ordered, That the Clerk inform the Senate, and ask their concurrence therein.

Mr. Depaw presented the following protest:

The undersigned members of the House of Representatives, exercising a right secured to them by the constitution; respectfully present to the House, to be journalized, the following reasons for dissenting from, and protesting against the passage by the House on the 12th instant, a certain bill, entitled

"An act to amend an act entitled an act for the encouragement of agriculture;" (approved Feb. 7th, 1835,)

The provisions of that act, the undersigned consider *unequal and oppressive, impolitic and unnecessary!!*

Whereas, the above recited act appropriates out of the State treasury, about forty dollars annually, for the purchase of books for a state agricultural society, and for pay to the Secretary of the state agricultural board or society;

And whereas, the same act also appropriates fifty dollars out of the

state revenue to each county agricultural society in the state; and whereas, the same act also provides for pay to the Secretary of each county society, and a delegate from such society annually to attend the state board of agriculture, both to be paid out of the county treasury of the county in which such subordinate society is organized; which will, as we believe, draw from the treasury of each county, distantly situated from the Seat of Government, say from thirty to forty dollars annually.

Therefore, the undersigned, protest against the passage of said recited act, believing as they do, that its exaction when compared with its benefits, are unequal and oppressive, impolitic and unnecessary.

First, Because (going upon the presumption, that the provisions of that act will induce the formation of a county agricultural society in each County in the State) we find from the report of the State Treasurer, now on our table, that the aggregate amount of State Revenue for the year 1836, paid from twelve Counties in that report named, only amounts to \$1,805 43, and we also find in the same report that twelve other Counties named paid the sum of \$22,490 48. Fifty dollars to each of the first twelve counties alluded to, would be contributing to them thirty three per cent. of their entire revenue: when at the same time, in relation to the twelve counties secondly alluded to, the amount that they would receive, would only be about two and three quarters per cent., out of the revenue by them paid. Therefore oppressive and unequal.

Secondly, Because the same recited act will require the citizens of each county, to pay a tax to the amount of from seventy to eighty dollars annually, for the use of an Agricultural Society therein; when, from the circumstances of the meetings, exhibitions, and fairs, of such societies being holden at the respective county seats, or thereabouts, a large majority of those who pay that tax, from their resident distance from the place of such exhibitions, will, thereby, necessarily be denied an advantageous participation in its expenditure.

Thirdly, Because we believe that the tax levying power should only be exercised by the Government mainly for objects legitimately connected with, and for the benefit of all the governed; by securing to each citizen the protection of "*life, liberty, and property*;" and for the promotion of such abstract secondary measures in which each citizen has an inseparable interest, and something like a corresponding chance to participate in the benefits of every expenditure of the public money.

Fourthly, Because that enactment contemplates reaching the tax gathering hand to every man's purse, to raise a revenue, mainly to be expended for the benefit of a fortunate and already wealthy few, who reside convenient to the respective county seats; thereby making the rich richer, and the poor poorer, in derogation of the spirit and genius of our government.

Fifthly, Because the state of Indiana, having embarked largely in works of internal improvements, will need the whole of her financial means to defray the necessary expenses of government, and for the prosecution of her said works of improvement.

Sixthly, Because, believing as we do that all societies of this kind, that have not intrinsic worth enough in the effects which they may produce, to stimulate them and to preserve them, *deserve* not to be sustained by the fostering arm of the public purse. The undersigned do here *avow*, that they are friendly to agriculture, and to Agricultural Societies, but are opposed to collecting taxes off the people generally, for the purpose of bestowing them back on a fortunate few.

Seventhly, Because the undersigned believe that the law, of which the said act is amendatory, affords ample provisions for encouraging Agricultural Societies. Therefore, the said recited act is unnecessary.

With due respect for the opinions of the majority, the forgoing protest is respectfully submitted.

JOHN DEPAW,
JOHN W. CUNNINGHAM,
JOEL VANDEVEER,
ROBERT STRAIN,
W. A. PORTER,
THOMAS M. CURREY,
HENRY LEE,
WILLIAM BERRY,
THOMAS G. LEE,
JOHN MCKINNEY.

Mr. Nicholls introduced

A bill, No. 273—To incorporate the Hendricks county seminary;

Which was read the first and second times, (the rules of the House having first been dispensed with) and referred to the committee on corporations.

Mr. Newell introduced

A bill, No. 274—To amend an act entitled "an act to incorporate the Wabash and Michigan rail road company;

Mr. Briggs introduced

A bill, No. 275—Repealing a part of the act providing for the removal of obstructions to the navigation of part of Eel river;

Mr. Posey introduced

A bill, No. 276—To provide for the survey of a rail road from Rushville to the northern termination of the White Water canal;

Which were severally read the first time, and passed to a second reading on to-morrow.

Mr. Macey introduced

A bill, No. 277—To amend an act entitled, "an act to provide for a general system of internal improvements;"

Which was read the first time;

When,

On motion of Mr. Brown of T.

The said bill was rejected.

Mr. Brown of S. introduced

A bill, No. 278—To incorporate the Vincennes and Terre Haute rail road company;

Mr. Wright introduced

A bill, No. 279—For the benefit of Christmass Dashney, of Parke county;

Mr. Hood introduced

A bill, No. 280—To incorporate the Peru, Mexico, and Rochester turnpike company;

Which were severally read the first times, and passed to a second reading on to-morrow.

And then the House adjourned until to-morrow morning, 9 o'clock.

SATURDAY MORNING, 9 o'clock, Jan. 21st, 1837.

The House met pursuant to adjournment.

Mr. Miller presented the petition of Joseph Devin and others, citizens of the county of Gibson, praying the passage of a law to authorize Richland M. Kirk to raise his mill dam on Patokce creek, in said county;

Which was read, and referred to a select committee of Messrs. Miller, Proffitt, and Graham.

Mr. McCarty of P. & N. presented the petition of Jesse Morgan, praying the passage of a law to authorise the petitioner and others to build a bridge across the Calmut river;

Which was read, and referred to the committee on corporations.

Mr. Storm presented the petition of sundry citizens of Green and Owen counties, praying a review of a certain state road therein named;

Which was read, and referred to the same select committee to which former petitions on that subject were referred.

Mr. Burton presented the petition of Campbell Cochran and others praying the location of a state road therein named;

Which was read, and referred to the committee on roads.

Mr. Crume presented the petition of D. J. Riggs and others, praying the incorporation of a certain school district therein named;

Which was read, and referred to a select committee of Messrs. Crume, Watt, and Hubbard.

Mr. Crume presented the remonstrance of R. N. Taylor and others, against changing the name of West Union, in Fayette county;

Which was read, and referred to the same select committee to which the petition on that subject was referred.

Mr. Barton presented the petition of Jesse McIntire and others, praying for the incorporation of the Clay county Seminary;

Which was read and referred to a select committee of Messrs. Burton, Storm, and Eckles.

Mr. McCarty of P. & N. presented the petition of Enos Thomas and

others, praying an appropriation of money for the improvement of a certain road therein named;

Which was read, and referred to the committee on roads.

Mr. Watt presented the petition of William Youse and others, praying the passage of an act to authorise the board of commissioners of Union county, to appropriate the three per cent. fund of said county to the building of a bridge across the east fork of White Water river;

Which was read, and referred to a select committee of Messrs. Watt, Bennett, and Crume.

Mr. Rockhill presented the petition of Jacob Lebring and Edward McCartney, praying relief.

Which was read and referred to the committee on claims.

Mr. Stapp made the following report:

MR. SPEAKER:

The Judiciary Committee to which was referred

A bill, No. 191—Relating to corporations;

A bill, No. 197—Amendatory of the act regulating descents, distribution, and dower;

A bill, No. 223—Relative to crime and punishment;

A joint resolution of the House, No. 115, on the subject of revising the laws; and

A joint resolution of the Senate, authorising the appointment of a committee to revise, compile, and digest the statutory laws;

Have had the same under their consideration, and have directed me to report the same to the House without amendment, and to ask the House to lay the last named joint resolution on the table.

And the same committee further report:—That they have had under their consideration the petition of Thomas Faith and others, for changing the name of the town of Somerset to that of Faithsville, and the remonstrance of Silas Grantham, on the same subject; and have directed me to report, that it is inexpedient to legislate on that subject;

Which was read,

When,

The bill, No. 191—Relating to corporations;

The bill, No. 197—Regulating descents, distribution and dower;

The bill, No. 223—Relative to crime and punishment, and

The joint resolution, No. 115—On the subject of revising the laws;

Were severally read the second time; and

Ordered, To be engrossed for a third reading on Monday next.

And the residue of the report was concurred in.

Mr. Hanna of M. from the committee on corporations, to which was referred a bill to incorporate the Eel river manufacturing company, reported the same without amendment;

Which was read, and,

On motion of Mr. Eckles,

Amended, by striking out the word "one," in the 20th line of the 2d, section, and inserting "two" in lieu thereof.

Said bill, as amended, was then read the second time, and Ordered, To be engrossed for a third reading on Monday next.

Mr. Hanna of M. from the committee on corporations, to which was referred the petition on that subject, reported

A bill, No. 281—To authorise N. Davis and others, to cut a race in Lake county;

Which was read the first time, and passed to a second reading on Monday next.

Mr. Brown of T. made the following report:

MR. SPEAKER:

The select committee to whom was referred so much of the Governor's message as relates to the battle ground of Tippecanoe, and a communication of the Governor to the House of Representatives, dated January 9th, 1837, in reference to the same subject, have had the matters therein contained, under their consideration, and make the following report to the House:

That at the session of the General Assembly in December, 1833, a joint resolution was adopted, authorising the Governor to procure by cession or otherwise, the ground upon which was fought the memorable battle of Tippecanoe, on the 7th day of November, 1811. That in pursuance of said resolution, the Hon. John Tipton, the proprietor of the said tract of land, had voluntarily tendered a donation of the same to the state, and by the authority of the Legislature at the ensuing session, the Governor, in the name of the state, was empowered to receive a deed of conveyance in fee simple for the same, and cause it to be properly enclosed. Since that time, a Deed of conveyance has been executed, and the fee simple in the Tippecanoe battle field is now vested in the state. It has not, however, as yet, been enclosed, and still remains exposed to the hand of the rude disturber. The Executive has caused to be procured from an accomplished architect the design for a monument, to be erected in commemoration of the patriotic daring and valued services of those engaged in the battle. If this design be adopted, or some other hereafter presented may be deemed more appropriate, it is necessary and proper that suitable provision be made to defray the incident expenses.

As regards the propriety of constructing some memorial for the patriotic soldiers who participated in the dangers and honors of the battle, the committee would respectfully suggest, that the erection of a permanent monument upon the field at Tippecanoe, is not only becoming Indiana, but respectful to the memories of the gallant Daviess, and Owen, and Spencer, and their brave companions, who so nobly fell in their effort to restore peace and safety to the frontier settlements, and to secure to our people the blessings of freedom and the fire-side circle, without molestation or fear. Besides, the liberal donation to the State, made by an individual who shared in the perils and hardships of the

war, requires some testimonial that the gift is properly appreciated. Under these circumstances, independent of the happy influence which the erection of such a monument would necessarily exercise upon the youth of our state, and the gratitude due to public benefactors, the committee respectfully report to the House for adoption, a bill, entitled,

A bill, No. 282—Relative to the Tippecanoe battle ground;
Which was read the first time, and passed to a second reading on Monday next.

Mr. Hanna of C. from the select committee on that subject, reported
A bill, No. 283—To locate a state road from Rossville, in Clinton county, to Americus, in Tippecanoe county;

Which was read the first time, and passed to a second reading on Monday next.

Mr. Eckles from the joint committee on enrolled bills, reports—That they have this day presented to His Excellency, the Governor, for his approval and signature, a joint resolution of the General Assembly of the state of Indiana, relative to the continuation of the Buffalo and Mississippi rail road.

On motion of Mr. Owen,

The bill, No. 233—To provide for the distribution of so much of the surplus revenue of the United States, as this State may be entitled to receive by act of Congress of June 23, 1836;

Was taken from the table;

When

Mr. Vandever moved to amend, by striking the bill out from the enacting clause, and inserting a substitute.

Mr. Jones moved to amend the amendment, by striking out the 10th section, and inserting the following in lieu thereof:

“Sec. 10. The agent shall not loan more than \$500 to any one individual, and the interest received by him under the provisions of this act, it shall be his duty to deposite, quarterly at least, in the Branch Bank of the district in which his county is situated, subject to the order of the board of internal improvement, to be appropriated to the payment of the interest on loans which the State has heretofore, and may hereafter negotiate, for the purposes of internal improvements.”

And the ayes and noes being demanded by Messrs. Vandever and Howell,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Bloomfield, Breeze, Brown of T. Burk, Conner, Cook, Crume, Curry, Depaw, Dowling, Evans, Graham, Guard, Hanna of M. Haymond, Hood, Hubbard, Jones, Lee of M. Long, Macey, Marshall of Jackson, Marshall of Jefferson, Matthews, McCarty of F. McIntire, Miller, Morris, Rockhill, Smith, Stapp, Strain, Watt, Williams, Wines of V. Wines of G. and W. and Mr. Speaker—40.

And those who voted in the negative are,

Messrs. Armstrong, Berry, Briggs, Brown of S. Burns, Burton, Chambers, Cunningham, Dunn, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Hanna of C. Henderson, Hoobler, Howell, Huckleby, Jackson, James, Lee of B. Longley, Lusk, Mace, Mahan, Maxson, McCarty of P. & N. McKinney, Myers, Newell, Nicholls, Odell, Owen, Pabody, Pepper, Porter, Posey, Powell, Puckett, Reeve, Riley, Shook, Steele, Storm, Talbott, Thornton, Vandever, Vanmetre, Walpole, Winship, Wright, and Zenor—54.

So said motion was decided in the negative.

Mr. Smith moved to amend the amendment, by inserting ten additional sections before the amendment proposed by Mr. Vandever;

And the ayes and noes being demanded thereon, by Messrs. Vandever and Briggs,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Bloomfield, Boon, Brown of T. Burk, Conner, Crume, Curry, Dunn, Evans, Fitch, Guard, Hanna of M. Haymond, Hoobler, Hood, Hubbard, James, Jones, Lee of M. Mace, Marshall of Jefferson, Maxson, McCarty of F. McCarty of P. & N. McIntire, Morris, Odell, Pepper, Rockhill, Smith, Stapp, Thornton, Watt, Williams, Wines of V. Wines of G. & W. and Mr. Speaker—39.

And those who voted in the negative are,

Messrs. Armstrong, Berry, Briggs, Breeze, Brown of S. Burns, Burton, Chambers, Cook, Cunningham, Depaw, Dowling, Eckles, Elder, Ferguson, Gale, Gird, Graham, Hanna of C. Henderson, Howell, Huckleby, Jackson, Lee of B. Long, Longley, Lusk, Macey, Mahan, Marshall of Jackson, Matthews, McKinney, Miller, Myers, Newell, Nicholls, Owen, Pabody, Porter, Posey, Powell, Puckett, Reeve, Riley, Shook, Steele, Storm, Strain, Talbott, Vandever, Vanmetre, Walpole, Winship, Wright, and Zenor—55.

So said motion was decided in the negative.

Mr. Burk moved to amend the amendment, by striking out so much of the 11th section as provides that the whole interest, after the expiration of ten years, be appropriated to common schools;

And the ayes and noes being demanded thereon, by Messrs. Vandever and Walpole,

Those who voted in the affirmative are,

Messrs. Boon, Breeze, Brown of T. Burk, Conner, Crume, Depaw, Dowling, Dunn, Evans, Hanna of M. Haymond, Hood, Hubbard, Lee of M. McCarty of F. McIntire, Morris, Rockhill, and Strain—20.

Those who voted in the negative are,

Messrs. Armstrong, Baird, Bennett, Berry, Bloomfield, Briggs, Brown of S. Burns, Burton, Chambers, Cook, Cunningham, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Graham, Hanna of C. Henderson, Hoobler, Howell, Huckleby, Jackson, James, Jones, Lee of B. Long, Longley, Lusk, Mace, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, Maxson, McCarty of P. & N. McKinney, Miller, Myers, Newell, Nicholls, Odell, Owen, Pabody, Pepper, Porter, Posey, Powell, Puckett, Reeve, Riley, Shook, Smith, Stapp, Steele, Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Watt, Williams, Wines of V. Wines of G. & W. Winship, Wright, Zenor, and Mr. Speaker—71.

So said motion was decided in the negative.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

On motion of Mr. Armstrong,

The House resumed the consideration of the bill and amendment, pending at the last adjournment.

Mr. Brown of T. moved to amend the amendment by striking out the 10th section, and inserting the following in lieu thereof:

“Sec. 10. All the interest accruing to the State from the surplus revenue of the United States, thus distributed amongst the several counties of the State, shall be, and is hereby appropriated, for the term of five years, to the payment of interest on the State bonds, for loans procured or to be procured, for purposes of internal improvement of the state of Indiana, and one-third of all the interest accruing from said surplus revenue, after the term of five years, shall be appropriated to the support of common schools, under such restrictions and regulations as the Legislature may hereafter prescribe, and the remaining two-thirds of said interest for the payment of interest on the State bonds for loans procured or to be procured for purposes of internal improvement; and after twelve years, the whole interest shall be appropriated to common schools.”

A division being called for; the question recurred on striking out;

The ayes and noes being demanded by Messrs. Eckles and Vandever,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Bloomfield, Boen, Breeze, Brown of T. Conner, Crame, Curry, Depaw, Dowling, Dunn, Evans, Graham, Hanna of M. Haymond, Hood, Hubbard, Jones, Lee of M. Macey, Mahan, Marshall of J. Henson, McCarty of F. McIntire, Morris, Odell, Proffitt, Rockhill, Smith, Stapp, Strain, Watt, Williams, Wines of V. Wines of G. & W. and Mr. Speaker—37.

And those who voted in the negative are,

Messrs. Armstrong, Berry, Briggs, Brown of S. Burns, Burton, Chambers, Cook, Cunningham, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Hanna of C. Henderson, Hoobler, Howell, Huckleby, Jackson, James, Lee of B. Long, Longley, Lusk, Mace, Marshall of Jackson, Maxson, McCarty of P. & N. McKinney, Miller, Myers, Newell, Nicholls, Owen, Pabody, Pepper, Porter, Posey, Powell, Puckett, Reeve, Riley, Shook, Steele, Storm, Talbott, Thornton, Vandever, Vanmetre, Walpole, Winship, Wright, and Zenor—55.

So said motion to strike out did not prevail.

Mr. Evans moved to amend the amendment, by striking out the 10th section, and inserting a provision appropriating the entire interest on the surplus revenue for six years to the payment of loans for internal improvement;

And a division being called for, the question recurred on striking out, and

The ayes and noes being demanded by Messrs. Briggs and Vandever,

Those who voted in the affirmative are,

Messrs. Bennett, Berry, Boon, Breeze, Brown of T. Burk, Conner, Crume, Curry, Depaw, Dowling, Dunn, Evans, Graham, Guard, Haymond, Hood, Hubbard, Jones, Lee of M. Macey, Mahan, Marshall of Jefferson, Matthews, McCarty of F. McIntire, Morris, Odell, Proffitt, Rockhill, Smith, Stapp, Strain, Watt, Williams, Wines of V. Wines of G. & W. and Mr. Speaker—38.

And those who voted in the negative are,

Messrs. Armstrong, Baird, Bloomfield, Briggs, Brown of S. Burns, Burton, Chambers, Cook, Cunningham, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Hanna of C. Henderson, Hoobler, Howell, Huckleby, Jackson, James, Lee of B. Long, Longley, Lusk, Mace, Marshall of Jackson, Maxson, McCarty of P. & N. McKinney, Miller, Myers, Newell, Nicholls, Owen, Pabody, Pepper, Porter, Posey, Powell, Puckett, Reeve, Riley, Shook, Steele, Storm, Talbott, Thornton, Vandever, Vanmetre, Walpole, Winship, Wright, and Zenor—56.

So said motion to strike out did not prevail.

Mr. Crume moved to amend the amendment by providing that the entire interest on the surplus revenue for three years, shall be appropriated to the payment of interest on the public loans for internal improvements.

And the ayes and noes being demanded by Messrs. Briggs and Vandever,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Boon, Breeze, Brown of T. Burk, Conner, Crume, Curry, Depaw, Dowling, Dunn, Evans, Graham, Hanna of M. Haymond, Hood, Hubbard, Jones, Lee of M. Macey, Mahan, Marshall of Jefferson, Matthews, McCarty of F. McIntire, Morris, Odell, Proffitt, Rockhill, Smith, Stapp, Strain, Watt, Williams, Wines of V. Wines of G. & W. and Mr. Speaker—40.

And those who voted in the negative are,

Messrs. Armstrong, Briggs, Brown of S. Burns, Burton, Chambers, Cook, Cunningham, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Hanna of C. Henderson, Hoobler, Howell, Huckleby, Jackson, James, Lee of B. Long, Longley, Lusk, Mace, Marshall of Jackson, Maxson, McCarty of P. & N. McKinney, Miller, Myers, Newell, Nicholls, Owen, Pahody, Pepper, Porter, Posey, Powell, Puckett, Reeve, Riley, Shook, Steele, Storm, Talbott, Thornton, Vandever, Vanmetre, Walpole, Winship, Wright, and Zenor—54.

So said motion was decided in the negative.

Mr. Crume moved to adjourn until Monday morning, 9 o'clock.

And the ayes and noes being demanded thereon, by Messrs. Crume and Smith,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Bloomfield, Boon, Brown of T. Burk, Conner, Crume, Curry, Dunn, Elder, Evans, Guard, Haymond, Hood, Hubbard, Jones, Lee of M. Macey, Mahan, Marshall of Jefferson, Matthews, Maxson, McCarty of P. & N. McIntire, Morris, Proffitt, Riley, Rockhill, Stapp, Strain, Watt, Williams, Wines, of V. Wines of G. & W. and Mr. Speaker—36.

And those who voted in the negative are,

Messrs. Armstrong, Berry, Briggs, Breeze, Brown of S. Burns, Burton, Chambers, Cook, Cunningham, Depaw, Dowling, Eckles, Ferguson, Fitch, Gale, Gird, Graham, Hanna of C. Henderson, Hoobler, Howell, Huckleby, Jackson, James, Lee of B. Long, Longley, Lusk, Mace, Marshall of Jackson, McCarty of F. McKinney, Miller, Myers, Newell, Nicholls, Odell, Owen, Pahody, Pepper, Porter, Posey, Powell, Puckett, Reeve, Shook, Steele, Storm, Talbott, Thornton, Vandever, Vanmetre, Walpole, Winship, Wright, and Zenor—57.

So said motion was decided in the negative.

The question recurring on the adoption of the amendment offered by Mr. Vandever; and

A division being called for, to wit: on striking out,

And the ayes and noes being demanded thereon, by Messrs. Vandever and Briggs,

Those who voted in the affirmative are,

Messrs. Armstrong, Berry, Briggs, Breaze, Brown of S. Burns, Burton, Chambers, Cook, Cunningham, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Guard, Hanna of C. Henderson, Hoobler, Howell, Huckleby, James, Lee of B. Long, Longley, Lusk, Mace, Marshall of Jackson, Maxson, McKinney, Miller, Myers, Newell, Nicholls, Owen, Pahody, Pepper, Porter, Posey, Powell, Puckett, Reeve, Riley, Shook, Steele, Storm, Talbott, Thornton, Vandever, Vanmetre, Walpole, Winship, Wright, and Zenor—54.

And those who voted in the negative are,

Messrs. Baird, Bennett, Bloomfield, Boon, Brown of T. Burk, Conner, Crume, Curry, Depaw, Dunn, Evans, Graham, Hanna of M. Haymond, Hood, Hubbard, Jackson, Jones, Lee of M. Macey, Mahan, Matthew, McCarty of F. McIntire, Morris, Odell, Prefitt, Rockhill, Smith, Stapp, Strain, Watt, Williams, Wines of V. Wines of G. & W. and Mr. Speaker—37.

So said motion to strike out prevailed.

The question then recurring on the adoption of the amendment, And the ayes and noes being demanded, by Messrs. Vandever and Briggs,

Those who voted in the affirmative are,

Messrs. Armstrong, Berry, Briggs, Breaze, Brown of S. Burns, Burton, Chambers, Cook, Cunningham, Dowling, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Hanna of C. Henderson, Hoobler, Howell, Huckleby, Jackson, James, Lee of B. Long, Longley, Lusk, Macey, Mahan, Marshall of Jackson, Matthews, Maxson, McKinney, Miller, Myers, Newell, Nicholls, Owen, Pahody, Pepper, Porter, Posey, Powell, Puckett, Reeve, Riley, Shook, Steele, Storm, Talbott, Thornton, Vandever, Vanmetre, Walpole, Winship, Wright, and Zenor—58.

And those who voted in the negative are,

Messrs. Baird, Bennett, Bloomfield, Boon, Brown of T. Burk, Conner, Crume, Depaw, Dunn, Evans, Graham, Guard, Haymond, Hood, Hubbard, Jones, Lee of M. Macey, Marshall of Jefferson, McCarty of F. McIntire, Morris, Odell, Prefitt, Rockhill, Smith, Stapp, Strain, Watt, Williams, Wines of V. Wines of G. & W. and Mr. Speaker—38.

So said motion was carried in the affirmative.

Mr. Proffitt moved to recommit the bill to a select committee, with instructions to strike out that part which requires one-third of the interest to be appropriated to common schools for ten years;

Which was decided in the negative.

The question recurring on the engrossment of the bill,

And the ayes and noes being demanded thereon, by Messrs. Vandever and Eckles,

Those who voted in the affirmative are,

Messrs. Armstrong, Berry, Briggs, Breeze, Brown of S. Burns, Burton. Chambers, Cook, Cunningham, Dowling, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Hanna of C. Henderson, Hoobler, Hood, Howell, Huckleby, Jackson, James, Lee of B. Long, Longley, Lusk, Mace, Marshall of Jackson, Maxson, McKinney, Miller, Myers, Newell, Nicholls, Owen, Pabody, Pepper, Porter, Posey, Powell, Puckett, Reeve, Riley, Shook. Steele, Storm, Talbott, Thornton, Vandever, Vanmetre, Walpole, Winship, Wright, and Zenor—57.

And those who voted in the negative are,

Messrs. Baird, Bennett. Boon, Brown of T. Crume, Curry, Depaw, Evans, Haymond, Hubbard, Jones, Lee of M. Macey Mahan, Marshall of Jefferson, Matthews, McCarty of F. McIntire, Morris, Odell, Rockhill, Smith, Stapp, Strain, Watt, Williams, Wines of V. Wines of G. & W. and Mr. Speaker—29.

So said bill was ordered to be engrossed for a third reading on Monday next.

And then the House adjourned until Monday morning, 9 o'clock.

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MONDAY MORNING, Jan. 23, 1837, 9 o'clock

The House met pursuant to adjournment.

On motion of Mr. Vandever,

The previous orders were dispensed with, and the House proceeded to the consideration of the bill

No. 233—To provide for the distribution of so much of the surplus revenue of the United States as the State of Indiana may be entitled to receive by act of Congress of June 23rd, 1836.

Mr. Marshall of Jefferson, moved to re-commit the bill to a select committee with instructions to strike out '8 per cent. interest' wherever it occurs, and insert 'six.'

Mr. Pepper moved to amend the instructions, by making it the duty

of the committee so to amend the bill, as to provide that the surplus revenue shall be funded in bank stock, in the branches of the State Bank of Indiana—that the said branches shall be increased—and when the revenue shall be so funded in bank stock, the means arising from the stock for banking purposes, shall be loaned by the said branches upon the principle recognized in this bill, to the citizens of every county, in proportion to the taxable polls.

A division of the question being called, to-wit: On re-committing the bill;

And the ayes and noes being demanded thereon by Messrs. Vandever and Howell,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Bloomfield, Boon, Breeze, Brown of T. Burk, Conner, Crume, Curry, Dunn, Evans, Graham, Guard, Haymond, Hood, Hubbard, Jones, Lee of M., Macey, Mahan, Marshall of Jeff., Matthews, Maxson, McCarty of F., McCarty of P. & N. M'Intire, Morris, Odell, Pepper, Proffitt, Rockhill, Smith, Stapp, Strain, Watt, Williams, Wines of V. Wines of G. & W. and Mr. Speaker.—40.

Those who voted in the negative are,

Messrs. Armstrong, Berry, Briggs, Brown of Sullivan, Burns, Burton, Chambers, Cook, Cunningham, Dowling, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Hanna of Carroll, Hanna of Marion, Henderson, Hoobler, Howell, Huckleby, James, Lee of B. Long, Longley, Lusk, Mace, Marshall of Jack, McKinney, Miller, Myers, Newell, Owen, Pabody, Porter, Posey, Powell, Puckett, Reeve, Riley, Shook, Steele, Storm, Talbott, Thornton, Vandever, Vanmetre, Walpole, Winship, Wright and Zenor—52.

So said motion to recommit was decided in the negative.

Mr. Proffitt moved to recommit the bill to the committee of ways and means, with instructions to strike out that part which provides that one third of the interest shall go to common schools, and insert that the whole of the interest shall be applied for the term of five years to the payment of interest on the State bonds for improvements, and to make any such amendments as may be necessary to perfect the bill: preserving the distribution among the counties of the State, as now provided for.

Mr. Talbott called the previous question;

And the ayes and noes being demanded thereon by Messrs. Crume and Proffitt,

Those who voted in the affirmative are,

Messrs. Armstrong, Berry, Briggs, Brown of S., Burns, Burton, Chambers, Eckles, Elder, Ferguson, Gale, Gird, Hanna of C. Hanna

of M., Henderson, Hoobler, Howell, Hubbard, Huckleby, Jackson, Lee of B. Long, Longley, Lusk, Mace, McKinney, Miller, Newell, Pabody, Pepper, Porter, Posey, Powell, Puckett, Shook, Steele, Talbott, Vandever, Walpole, Winship, Wright and Zenor—42.

Those who voted in the negative are,

Messrs. Baird, Bennett, Bloomfield, Boone, Breeze, Brown of T. Burk, Conner, Cook, Crume, Cunningham, Curry, Dowling, Dunn, Evans, Fitch, Graham, Guard, Haymond, Hood, James, Jones, Lee of M. Macey, Mahan, Marshall of Jeff. Marshall of Jack, Matthews, Maxson, McCarty of F., McCarty of P. & N., McIntire, Morris, Myers, Odell, Owen, Proffitt, Reeve, Riley, Rockhill, Smith, Stapp, Thornton, Vanmetre, Watt, Williams, Wines of V. Wines of G. & W. and Mr. Speaker—50.

So the call of the previous question was not sustained.

The question then recurring on the motion of Mr. Proffitt to re-committ the bill with instructions, and a division being called for, to-wit: On recommitting;

And the ayes and noes being demanded thereon, by Messrs Vandever and Evans,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Bloomfield, Boone, Breeze, Brown of T, Burk, Conner, Crume, Cunningham, Curry, Dowling, Dunn, Evans, Graham, Guard, Hanna of M. Haymond, Hood, Hubbard, Jones, Lee of M. Macey, Mahan, Marshall of Jeff., Matthews, McCarty of F. McCarty of P. & N., McIntire, Morris, Myers, Odell, Proffitt, Riley, Rockhill, Smith, Stapp, Strain, Watt, Williams, Wines of V. Wines of G. & W. and Mr. Speaker—43.

Those who voted in the negative are,

Messrs. Armstrong, Berry, Briggs, Brown of S., Burns, Burton, Chambers, Cook, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Hanna of C. Henderson, Hoobler, Howell, Huckleby. Jackson, James, Lee of B. Long, Longley, Lusk, Mace, Marshall of Jack. Maxson, McKinney, Miller, Newell, Owen, Pabody, Pepper, Porter, Posey, Powell, Puckett, Reeve, Shook, Steele, Talbott, Thornton, Vandever, Vanmetre, Walpole, Winship, Wright and Zenor—49.

So said motion to recommit was decided in the negative.

Mr. Crume moved to re-commit the bill to the committee on education, with instructions to strike out that part which provides that one third of the interest shall go to common schools, and insert that the whole of the interest shall be applied for the term of three years, to

the payment of interest on the State bonds for internal improvements; and to make any such amendments as may be necessary to perfect the bill; but preserving the distribution among the counties of the State as now provided for.

A division of the question being called for, to wit; On re-committing;

And the ayes and noes being demanded by Messrs. Briggs and Walpole,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Bloomfield, Boon, Breeze, Brown of T. Burk, Conner, Cook, Crume, Curry, Dowling, Dunn, Evans, Graham, Guard, Hanna of M. Haymond, Hood, Hubbard, Jones, Lee of M. Macey, Mahan, Marshall of Jeff. Matthews, M. Carty of F. McCarty of P. & N. McIntire, Morris, Myers, Odell, Proffitt, Rockhill, Smith, Stapp, Strain, Thornton, Watt, Williams, Wines of V. Wines of G. and W. and Mr. Speaker—43.

And those who voted in the negative are,

Messrs. Armstrong, Berry, Briggs, Brown of S. Burns, Burton, Chambers, Cunningham, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Hanna of C. Henderson, Hoobler, Howell, Huckleby, Jackson, James, Lee of B. Long, Longley, Lusk, Mace, Marshall of Jack. Maxson, M'Kinney, Miller, Newell, Owen, Pabody, Pepper, Porter, Posey, Powell, Puckett, Reeve, Riley, Shook, Steele, Storm, Talbott, Vandever, Vanmetre, Walpole, Winship, Wright and Zenor—50.

So said motion to recommit did not prevail.

Mr. Hanna of M. moved the previous question;

Which was sustained, and the question ordered to be put, to-wit: Shall said bill pass?

And the ayes and noes being demanded thereon by Messrs. Proffitt and Vandever,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Berry, Bloomfield, Briggs, Breeze, Brown of S., Burns, Burton, Chambers, Cook, Cunningham, Dowling, Eckles, Elder, Evans, Ferguson, Fitch, Gale, Gird, Hanna of C., Henderson, Hoobler, Howell, Hubbard, Huckleby, Jackson, James, Lee of B., Long, Longley, Lusk, Mace, Macey, Mahan, Marshall of Jack., Matthews, Maxson, McCarty of P. & N., M'Kinney, Miller, Myers, Newell, Owen, Pabody, Pepper, Porter, Posey, Powell, Puckett, Reeve, Riley, Shook, Smith, Steele, Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Williams, Winship, Wright and Zenor—66.

And those who voted in the negative were,

Messrs. Bennett, Boone, Brown of T., Burk, Conner, Crume, Currey, Dunn, Graham, Guard, Hanna of M., Haymond, Hood, Jones, Lee of M., Marshall of J. ff., McCarty of F., McIntire, Morris, Odell, Proffit, Rockhill, Stapp, Watt, Wines of Y., Wines of G. & W., and Mr. Speaker--27.

So said bill passed.

Ordered, That the clerk carry it to the Senate and ask their concurrence therein.

The following message was received from the Governor by Mr. Maguire, his private Secretary:

MR. SPEAKER:

The Governor has approved and signed the following act and joint resolutions, which originated in the Senate, viz:

An act No. 79—authorizing the commissioner of the Michigan road to correspond with the commissioner of the the General Land Office, in order to have the title perfected to the State of Indiana, to the Michigan road grant, and for other purposes;

A joint resolution of the General Assembly of the state of Indiana relative to the continuation of the Buffalo and Mississippi rail road;

A preamble, memorial and joint resolution in relation to the improvement of the southern coast of lake Michigan;

He has also approved and signed acts and joint resolutions which originated in the House of Representatives, entitled as follows, viz:

No. 4—an act repealing certain acts, regulating the mode of doing county business in the county of Greene;

No. 33—an act to repeal a part of the Crawfordsville, Covington, and Illinois rail road charter;

No. 167—an act for the benefit of Nancy Roseberry;

No. 103—an act to increase the compensation of the Governor of the state, and other officers;

No. 18—an act to provide for a survey of the East Fork canal;

No. 127—an act to revive and continue in force an act entitled, an act to incorporate the town of Rome in Perry county, (approved Feb. 1, 1836;)

No. 143—an act to prevent disasters on steam boats;

No. 142—an act to provide for the election of Justices of the peace in the town of New Amsterdam, in the county of Harrison, and Georgetown in the county of Floyd;

No. 100—an act to provide for draining Lost creek in Vigo county;

No. 85—an act to incorporate the Fort Wayne and Muncie bridge company;

No. 95—an act supplemental to an act authorizing the agent of state to make a deed to a certain lot of land adjoining Indianapolis, called brick yard lot No. 3, but which should be lot No. 1, to Wilkes Reagan, (approved Feb. 8, 1836;)

No. 45—an act to incorporate the trustees of the Western University;

No. 132—a joint resolution on the subject of the three per cent. fund;

No. 147—a joint resolution directing the Secretary of state, to furnish the county of Porter with ten copies of the revised laws of 1831;

No. 215—a preamble and joint resolution on the subject of erecting a bridge across the Kankakee river, in Porter and Newton counties;

Mr. Walpole from the joint committee on enrolled bills, reports that they have compared enrolled bills of the following titles, that originated in the Senate, viz:

No. 34—an act to authorize the commissioners of the reserve townships of seminary land, to sell certain lands therein named;

No. 23—an act amendatory of an act entitled, an act to regulate the mode of doing county business in the several counties in this state, (approved January 19, 1831;)

No. 24—an act to amend the ninth section of an act entitled, an act relative to crimes and punishment, (approved Feb. 10, 1831;)

An act to amend an act organizing circuit courts, and defining their powers and duties;

An act to change the name of Fullerton in Parke county to Lodi;

An act supplemental to an act providing for the division of the eighth and formation of the ninth judicial circuit, and for other purposes, (approved Dec. 9, 1836;)

Also, a joint resolution relative to constructing two harbors on lake Michigan; with the engrossed,

And find the same truly enrolled.

Whereupon,

The Speaker signed the same; and

Ordered, That the Clerk carry them to the Senate for the signature of their President.

On motion of Mr. Fitch,

Bill No. 150—for the improvement of the Michigan road north of Indianapolis;

Was taken from the table,

And referred to a select committee of Messrs. Fitch, Baird, and Marshall of Jeff.

Mr. Breeze presented the remonstrance of sundry citizens of the county of Daviess, against any change in the line between said county and Martin;

Which was read and laid on the table.

Mr. Wright presented the petition of Wm. Turner of Vermilion county, praying a change of venue in a certain case therein named;

Which was read and referred to a select committee of Messrs. Wright, Steele, Burns, and Hoobler.

Mr. Macey presented the petition of Susan Dearing, praying to be divorced from her husband;

Which was read and referred to a select committee of Messrs. Macey, Henderson, Vanmetre and Curry.

Mr. Burns presented the petition of Wm. H. Johnston and others, citizens of the counties of Vermilion and Parke, praying for a branch of the Jeffersonville and Crawfordsville rail or macadamized road through said counties;

Which was read and referred to the committee on canals and internal improvements.

Mr. Burns presented the petitions of Philo Hosford and others, citizens of Vermilion, Parke, and adjoining counties, praying the location of two certain state roads therein named, and the improvement of Big Vermilion river, by slack water navigation or canal;

Which was read and referred to a select committee of Messrs. Burns, Hoobler, Wright and Winship.

Mr. Storm presented the remonstrance of sundry citizens of Green county, against any change in the line between said county and Monroe.

Which was read and laid on the table.

Mr. Shook presented the petition of Elias Conwell and others, citizens of the counties of Ripley and Jennings, praying for a certain state road therein named;

Which was read and referred to a select committee of Messrs. Shook, Dunn and Marshall of Jack.

Mr. Sands presented the petition of George Arnold and others, citizens of the counties of Floyd, Harrison and Crawford, praying for an appropriation for a rail or turnpike road from New Albany to Mount Carmel;

Which was read and laid on the table.

Mr. Smith presented the petition of George Wibel and others, praying that the Salamonias river be declared navigable to a certain point therein named;

Which was read and referred to a select committee of Messrs. Smith, Burk and Wines of G. & W.

Mr. Walpole presented the petition of James Brooks and others, praying the relocation of a certain state road in Hancock county;

Which was read and referred to a select committee of Messrs. Walpole, Gird and Powell.

Mr. Crume, Chairman of the committee of ways and means, made a report exhibiting the condition of the financial concerns of the state;

Which was read, and

Ordered, That two thousand copies thereof be printed for the use of the members of this House.

Mr. Crume from the committee of ways and means, reported

A bill, No. 284—making general appropriations for the year 1837; and

A bill making specific appropriations for the year 1837;

Which were severally read the first time and passed to a second reading on to-morrow.

Mr. Crume from the committee of ways and means, made the following report:

MR. SPEAKER:

The committee of ways and means to which was referred a resolution, No. 25—directing an inquiry into the expediency of so amending the revenue law now in force, that all judgements, notes of hand drawing interest, and all moneys loaned at interest, indirectly as well as directly, shall be made subject to taxation;

A resolution inquiring into the expediency of setting forth and identifying in said amendment, the particular cases in which an indirect interest on money or notes of hand shall be deemed to exist or accrue;

A resolution directing an inquiry into the expediency of so amending the revenue law as to authorize the board doing county business, to correct errors and mistakes made by county assessors;

A resolution directing an inquiry into the expediency of authorizing the clerks of the circuit courts of this state to appoint assessors in all cases where the assessors appointed by the county board, shall fail or refuse to accept of such appointment, agreeably to the provisions of an act, to provide for an equitable mode of levying the taxes of this state;

A resolution directing an inquiry into the expediency of repealing so much of the revenue law passed at the last session of the General Assembly, as appropriates 12½ cents of each poll tax, to the purposes of education;

And also, four several bills entitled as follows, to-wit:

A bill, No. 20—to amend an act to provide for an equitable mode of levying the taxes of this state, (approved Feb. 8th, 1836;)

A bill, No. 178—to amend an act entitled, an act to provide for an equitable mode of levying the taxes of this state, (approved February 8th, 1836;)

A bill No. 73—to amend the third section of an act entitled, an act to provide for an equitable mode of levying the taxes of this state, (approved Feb. 8th, 1836;)

And a bill, No. 78—to amend an act entitled, an act for assessing and collecting the revenue, (approved Feb. 10th, 1831.)

A majority of said committee have, after mature deliberation being had thereon, directed me to report by bill entitled as follows, to-wit:

An act to amend an act entitled, an act to provide for an equitable mode of levying the taxes of this state, (approved Feb. 8th, 1836;)

And recommended that the aforesaid bills, be laid on the table.

Which was read and concurred in.

Mr. Crume from the committee on ways and means, reported

A bill, No. 286—to amend an act entitled, an act to provide for an equitable mode of levying the taxes of this state;

Which was read the first and second times, (the rules of the House having been first dispensed with) and 150 copies ordered to be printed.

Mr. Bennett from the committee on claims, made the following report:

MR. SPEAKER:

The committee on claims to which was referred the Petition, No. 34, of Joseph Evans, praying for relief as a contractor on the *Wabash and Erie canal*; and two different petitions of J. McClelland, John A. Mow and others, asking an allowance to be made to Isaac Drake, for money by him expended in apprehending Albert Rodgers and John Thompson who were under a charge of larceny, have according to order had said subjects under their consideration, and have directed me to report that it is inexpedient to legislate upon said subjects, and ask to be discharged from the further consideration thereof;

Which was read and concurred in.

Mr. Evans from the committee on canals and internal improvements, to which was referred a resolution, instructing them to inquire into the expediency of authorizing engineers to purchase property on the lines of internal improvements, when said works are located and put under contract, reported

A bill No. 287—repealing part of an act entitled, an act to provide for a general system of internal improvements;

Which was read the first, second and third times, (the rules of the House having first been dispensed with;) and on the question, 'shall the bill pass?'

The ayes and noes being demanded by Messrs. Burns and Steele,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Boone, Briggs, Breeze, Brown of S., Brown of T., Burk, Chambers, Conner, Cook, Crume, Cunningham, Dowling, Dunn, Elder, Evans, Fitch, Gale, Graham, Hanna of C., Hanna of M., Haymond, Hoobler, Hood, Howell, Hubbard, Huckleby, Jackson, Jones, Lee of B., Lee of M., Long, Longley, Macey, Mahan, Marshall of Jack., Marshall of Jeff., Matthews, McCarty of F., McCarty of P. & N., McIntire, Miller, Morris, Newell, Odell, Owen, Pabody, Pepper, Porter, Proffitt, Puckett, Reeve, Rockhill, Smith, Stapp, Strain, Talbott, Thornton, Vandever, Watt. Williams, Wines of V., Wines of G. & W., Winship, Wright, Zenor and Mr. Speaker—67.

Those who voted in the negative are,

Messrs. Burns, Burton, Eckles, Gird, Henderson, Lusk, Maxson, Nicholls, Posey Powell, Riley, Steele, Storm, Vanmetre and Walpole—15.

So said bill passed.

Ordered, That the Clerk carry it to the Senate and ask their concurrence therein;

The House then adjourned until 2 o'clock P. M.

2 o'clock, P. M.

The House met.

The orders of the day were then taken up.

Bill of the Senate to incorporate the Eel river Manufacturing company;

Bill of the House, No. 197—amendatory of the act regulating descents, distribution and dower;

Joint resolution No. 115—on the subject of revising the laws;

Bill No. 223—relative to crimes and punishments;

Bill No. 33—of the Senate, relating to state roads;

Bill of the House No. 191—relating to corporations;

Bill of the Senate, to locate a state road from Russellville to Blakesburg;

Bill of the Senate, legalizing the sale of the south east quarter of section sixteen, in congressional township fourteen, in Shelby county;

Were severally read the third times and passed.

Ordered, That the Clerk carry said bills of the House to the Senate and ask their concurrence therein.

Bill No. 200—to provide for opening and repairing public roads and highways in the county of Clay;

Was read the third time.

And on the question, 'Shall said bill pass?'

It was decided in the negative.

Bill No. 192—to extend the jurisdiction and powers of the trustees of the town of Vernon;

No. 217—permanently fixing the lines between Jefferson and Clark counties;

Were severally read the third times and passed.

Ordered, That the clerk carry them to the Senate and ask their concurrence therein.

Bill No. 30—supplemental to an act to provide for a general system of internal improvements, (approved Jan. 27, 1836;)

Was read the third time.

And on the question, 'Shall said bill pass?'

The ayes and noes being demanded by Messrs. Evans and Breeze,

And those who voted in the affirmative are,

Messrs. Armstrong, Briggs, Brown of S. Burns, Burton, Dunn, Eckles, Ferguson, Fitch, Gale, Gird, Hanna of C. Hanna of M. Hoobler, Howell, Huckleby, Longley Lusk, Marshall of Jack, Maxson, McCarty of P. & N. Miller, Newell Nicholls, Owen. Pepper, Porter, Posey, Powell, Reeve, Riley, Shook, Walpole, Wines of V. Wines of G. and W. Winship, Wright and Zenor—38.

And those who voted in the negative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Boone, Breeze, Brown

of T. Burk, Chambers, Conner, Cook, Crume, Cunningham, Currey, Depauw, Dowling, Elder, Evans, Guard, Haymond, Hubbard, James, Jones, Lee of B. Lee of M. Macey, Mahan, Marshall of Jeff. Matthews, McCarty of F. McIntire, Morris, Myers, Odell, Rockhill, Smith, Stapp, Steele, Strain, Talbott, Thornton, Vandever, Vanmetre, Watt, Williams and Mr. Speaker—46.

So said bill did not pass.

The following message was received from the Senate by Mr. Test their principal secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that they have passed engrossed bills of the House, entitled as follows to-wit:

No. 173—an act to change the name of Danville to that of Fayetteville;

No. 152—an act appropriating so much of the three per cent. fund as is now due to Greene county;

No. 156—an act to relocate a part of the State road from Vincennes to Carlisle, in Sullivan county.

No. 175—an act to declare certain roads therein named, State roads.

No. 179—an act declaring certain county roads in Owen county state roads;

Each without amendment.

Also, they have passed an engrossed bill of the House entitled,

No. 221—an act to revive the corporation of the town of Bowlinggreen, in Clay county; with an amendment, to which the concurrence of the House is requested.

Also they have passed engrossed bills of the Senate, and an engrossed joint preamble and resolution thereof, as follows, viz:

An act to locate a certain state road from Cambridge on the White-water canal to Fort Wayne.

An act to authorize a change in the location of certain roads therein mentioned;

A joint preamble and resolution in relation to pre-emption and pre-emption floats;

To which latter bills and joint preamble and resolution the concurrence of the House is requested.

The amendment made by the Senate to the bill of the House, No. 224, to revive the corporation of the town of Bowlinggreen, in Clay county;

Was read and concurred in.

Bill of the Senate, to locate a state road from Cambridge to Fort Wayne;

Bill of the Senate to authorize a change in the location of a certain state road therein named;

Joint resolution of the Senate in relation to pre-emption and pre-emption floats;

Were severally read the first time, and passed to a second reading on to-morrow.

Mr. Walpole introduced a bill, No. 288, authorising the school commissioner of Hancock county to draw certain moneys;

Which was read the first and second times and referred to the committee of ways and means.

Mr. Dowling introduced a joint resolution, No. 289, providing for the election of a public printer to each House of the General Assembly;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Briggs introduced a bill, No. 290, to provide for establishing titles to lots in Merom;

Which was read the first and second times, and referred to the committee on the judiciary.

Mr. Stapp introduced a bill, No. 291, securing to married women a portion of property in certain cases;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Jones introduced a bill, No. 292, amendatory of an act incorporating the town of Evansville;

Which was read the first and second times and referred to the committee on corporations.

Mr. Bloomfield introduced a bill, No. 293, to incorporate the Richmond trading and manufacturing company;

Which was twice read and referred to the committee on corporations.

Mr. Wines of V. introduced a bill, No. 294, to legalize the appointment of an assessor in the county of Vigo, and to authorize the board doing county business in said county, to hold a special session.

Mr. Walpole introduced a bill, No. 295, to amend an act entitled "an act regulating the admission of practising attorneys and counselors at law.

Mr. Thornton introduced a joint resolution, No. 296, respecting Blackford's Reports;

Mr. Longley introduced a bill, No. 297, to change the mode of doing county business in the county of Boon;

Mr. Hanna of M. introduced a bill, No. 298, to incorporate the Brownstown Insurance Company;

Mr. Pepper introduced a bill, No. 299, to establish a State road;

Mr. Burns introduced a bill, No. 300, to repeal a part of an act entitled an act to amend an act regulating the practice in suits at law;

Which were severally read the first time and passed to a second reading on to-morrow.

Mr. Chambers introduced a bill, No. 301, granting to the citizens of Madison a city charter;

Which was read the first and second times, and referred to the committee on corporations.

Mr. Williams introduced a bill, No 302, to extend the provisions of the 6th section of an act to provide for a general system of internal improvements;

Mr. Hubbard introduced a bill, No. 303, declaring the county road from Centreville to Milton a state road;

Which were severally read the first time, and passed to a second reading on to-morrow.

Mr. Jones introduced a bill, No. 304, to incorporate the Evansville Trust Company;

Which was read and referred to the committee on corporations.

Mr. Hoobler introduced a bill, No. 305, declaring a certain county road a state road;

Which was read the first time and passed to a second reading on to-morrow.

Mr. McCarty of P. & N. introduced a bill, No. 306, attaching Newton County to the county of Porter for judicial purposes;

Mr. Walpole introduced a bill, No. 307, to re-locate a state road in Hancock county;

Mr. Wines of G. and W. introduced a bill, No. 308, to amend an act providing means for the Wabash and Erie Canal;

Which were severally read the first time and passed to a reading on to morrow.

Mr. James introduced a bill, No. 309, supplemental to an act to provide for a general system of internal improvements;

Which was twice read and referred to the committee on canals and internal improvements.

Mr. Breeze introduced a bill, No. 310, to locate a state road therein named;

Mr. Mace introduced a bill, No. 311, to amend an act relative to crimes and punishments;

Which were severally read the first time and passed to a second reading on to-morrow.

Mr. Brown introduced a bill No. 312—to incorporate the Lafayette and Michigan city turnpike company;

Which was read the first and second times and referred to the committee on corporations.

And then the House adjourned until to-morrow morning 9 o'clock.

—o—

TUESDAY MORNING, Jan. 24th, 1837, 9 o'clock.

The House met pursuant to adjournment.

On motion of Mr. Eckles,

Mr. Winship was added to the committee on enrolled bills.

Mr. Posey presented the petition of sundry citizens of the counties of Rush, Shelby, and Hancock, praying for a state road therein named; Which was read and laid on the table.

On motion of Mr. Nicholls,

The vote heretofore taken on the indefinite postponement of a bill of the Senate, authorising a change in part of the Mooresville and Crawfordsville state road, was reconsidered.

The question recurring on the indefinite postponement of said bill, It was decided in the negative;

And on the question, shall the bill pass?

It carried in the affirmative.

Mr. Porter, from the committee to which was referred a bill of the Senate, entitled an act to amend an act to organize Probate courts, and defining the powers and duties of executors, administrators, and guardians, approved, Feb. 10th, 1831, reported the same with sundry amendments;

Which were read and concurred in.

Said bill was then read the second time, and passed to a third reading on to-morrow.

Mr. Porter from the judiciary committee, to whom was referred two bills of the House on that subject, made the following report:

MR. SPEAKER:

The judiciary committee, to whom was referred a bill of the House, No. 229—Entitled an act providing for the adjournment of Probate courts in certain cases, and fixing return days of executions; and also, a bill of the House,

No. 168—Entitled an act to amend an act, entitled an act to organize Probate courts, and defining the powers and duties of executors, administrators and guardians, approved Feb. 10th, 1831;

Have had said bills under their consideration, and have directed me to report the same back to the House, with a recommendation that they be laid on the table;

Which was read and concurred in.

Mr. Evans, from the committee on canals and internal improvements, made the following report:

MR. SPEAKER:

The committee on canals and internal improvements to whom was referred sundry petitions and resolutions, asking an extension of the system of internal improvement; also, petitions for a change in the Madison, Indianapolis and Lafayette rail road, between Lafayette and Indianapolis, have had the said several subjects under consideration, and have directed me to report, that it is inexpedient to legislate on any of the above subjects; and ask to be discharged from any further consideration of the same.

Which was read,

When,

Mr. Hanna of M. moved to lay it on the table.

And the ayes and noes being demanded thereon, by Messrs. Evans and Hanna of M.

Those who voted in the affirmative are,

Messrs. Armstrong, Briggs, Brown of S. Burns, Eckles, Elder, Ferguson, Gird, Hanna of M. Howell, Huckleby, Longley, Marshall of Jackson, Pepper, Porter, Powell, Talbott, and Wright—18.

And those who voted in the negative are,

Messrs. Baird, Berry, Bloomfield, Breeze, Brown of T. Burk, Burton, Chambers, Conner, Cook, Crume, Cunningham, Curry, Depaw, Dowling, Dunn, Evans, Fitch, Gale, Graham, Guard, Hanna of C. Haymond, Henderson, Hoobler, Hood, Hubbard, Jackson, James, Jones, Lee of B. Lee of M. Long, Lusk, Mace, Macey, Mahan, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McIntire, McKinney, Miller, Myers, Newell, Nicholls, Odell, Pabody, Posey, Proffitt, Puckett, Reeve, Riley, Rockhill, Rush, Shook, Smith, Stapp, Steele, Storm, Strain, Thornton, Vandever, Vanmetre, Walpole, Watt, Williams, Wines of V. Wines of G. & W. Winship, Zenor, and Mr. Speaker—73.

So said motion was decided in the negative.

The first branch of said report was concurred in.

Mr. Hanna of M. moved to recommit the second branch to a select committee, with instructions to report a bill authorising the survey of both routes—that by Crawfordsville, and that of the direct route through Boon county to Lafayette;—and leave the board of internal improvements to decide which of the routes shall be adopted—taking into view distance, costs, and public convenience.

And the ayes and noes being demanded thereon by Messrs. Evans and Hanna of M.

Those who voted in the affirmative are,

Messrs. Armstrong, Brown of S. Dunn, Eckles, Elder, Ferguson, Gale, Gird, Hanna of M. Longley, Marshall of Jackson, Porter, Powell, Shook, and Winship—15.

And those who voted in the negative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Boon, Briggs, Breeze, Brown of T. Burns, Burton, Chambers, Conner, Cook, Crume, Cunningham, Curry, Depaw, Dowling, Fitch, Graham, Hanna of C. Haymond, Henderson, Hoobler, Hood, Huckleby, Jackson, Jones, Lee of B. Lee of M. Long, Lusk, Mace, Macey, Mahan, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McIntire, McKinney, Miller, Morris, Myers, Nicholls, Odell, Pabody, Posey, Puckett, Reeve,

Riley, Rockhill, Rush, Stapp, Steele, Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Watt, Williams, Wines of V. Wines of G. & W. Wright, and Mr. Speaker—68.

So said motion was decided in the negative.

Said second branch of the report was then concurred in.

Mr. Nicholls, from the committee on corporations, to which was referred a bill No. 273, to incorporate the Hendricks county Seminary, reported the same without amendment;

Which was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Mr. Hanna of M. from the committee on corporations to which were referred

A bill, No. 232—Amendatory of an act, entitled an act to amend the charter and define the powers and duties of the President and Trustees of the town of Evansville; and

A bill, No. 233—To incorporate the Richmond Trading and Manufacturing company;

Reported the same without amendment;

Which were severally read the second and third times, and passed.

Ordered, That the Clerk carry them to the Senate, and ask their concurrence.

Mr. Eckles from the joint committee on enrolled bills, reported that they did this day present to His Excellency, the Governor, for his approval and signature, bills that originated in the Senate, of the following titles, viz:

No. 23—An act amendatory of an act, to regulate the mode of doing county business in the several counties in this state—approved January 19th, 1831;

No. 34—An act to authorize the commissioners of the reserve township of Seminary land, to sell certain land therein named;

No. 24—An act to amend the ninth section of an act entitled, an act relative to crimes and punishments—approved Feb. 10th, 1831;

An act to change the name of Fullerton, in Parke county, to Lodi;

An act supplemental to an act providing for the division of the eighth and formation of the ninth judicial circuits, and for other purposes—approved December 9th, 1836;

An act to amend an act organizing circuit courts, and defining their powers and duties; and

A joint resolution relative to constructing two harbors on Lake Michigan.

Mr. Walpole, from the joint committee on enrolled bills, reports:

That they have compared the following enrolled with engrossed joint resolution. No. 20, of the Senate, of the following title:

A joint resolution relative to the appointment of a commissioner to adjust the boundary line between the state of Ohio and Indiana;

And find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry them to the Senate for the signature of their President.

Mr. Hanna of M. from the committee on corporations to which was referred the petition on that subject, reported

A bill, No. 313—To incorporate the Hudson and New Buffalo railroad company;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Hanna of M. from the committee on corporations, to which was referred bill, (No. 248,) to incorporate the Ohio and Indianapolis railroad company, reported the same without amendment.

On motion of Mr. Stapp,

The said bill was amended by striking it out from the enacting clause, and inserting a substitute.

Said bill, as amended, was read the second time;

When,

Mr. Jones moved to recommit it to the committee on canals and internal improvements;

Which was decided in the negative.

On the question, shall the bill be engrossed?

The ayes and noes being demanded thereon, by Messrs. Marshall of Jefferson and Ferguson,

Those who voted in the affirmative are,

Messrs. Armstrong, Bennett, Briggs, Brown of S. Burns, Burton, Cook, Depaw, Dowling, Dunn, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Graham, Hanna of C. Hanna of M. Henderson, Hoobler, Hubbard, Huckleby, Jackson, James, Lee of B. Long, Longley, Lusk, Marshall of Jackson, Maxson, McKinney, Morris, Nicholls, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Rush, Smith, Steele, Strain, Thornton, Vandever, Walpole, Watt, Winship, and Zenor—50.

Those who voted in the negative are,

Messrs. Berry, Boon, Breeze, Chambers, Conner, Crume, Cunningham, Curry, Evans, Haymond, Hood, Jones, Lee of M. Mace, Macey, Mahan, Marshall of Jefferson, Matthews, McIntire, Newell, Odell, Pabody, Reeve, Riley, Rockhill, Shook, Stapp, Storm, Talbott, Vanmetre, Williams, Wines of V. Wines of G. & W. and Mr. Speaker—34.

So said bill was ordered to be engrossed for a third reading on to-morrow.

Mr. James from the select committee to which was recommitted bill No. 155, to amend an act regulating the taking up of animals going astray and water-craft adrift, reported the same without amendment;

Which was read the third time; and,

On the question, shall said bill pass?

The ayes and noes being demanded by Messrs. Crume and Graham,

Those who voted in the affirmative are,

Messrs. Burns, Conner, Cook, Curry, Depaw, Gale, Gird, Hanna of M. Hoobler, James, Long, Marshall of Jackson, Marshall of Jefferson, Matthews, Maxson, Morris, Nicholls, Odell, Porter, Posey, Powell, Puckett, Shook, Stapp, Strain, Talbott, Thornton, Walpole, and Winship—30.

And those who voted in the negative are,

Messrs. Armstrong, Bennett, Berry, Bloomfield, Briggs, Breeze, Brown of S. Burton, Crume, Dowling, Eckles, Elder, Fitch, Graham, Hanna of C. Haymond, Henderson, Hood, Hubbard, Huckleby, Jackson, Jones, Lee of B. Lee of M. Longley, Lusk, Mace, Macey, Mahan, McCarty of F. McIntire, McKinney, Newell, Pahody, Reeve, Riley, Rush, Rockhill, Steele, Storm, Vandever, Vanmetre, Watt, Williams, Wines of V. Wines of G. & W. Zenor, and Mr. Speaker—48.

So said bill did not pass.

Mr. James, from the select committee on that subject, reported

A bill, No. 314—Supplemental to an act establishing a Teachers Seminary;

Which was read the first time, and passed to a second reading on to-morrow.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

Mr. Depaw, from the select committee to which was referred a bill, (No. 125) authorising the board of commissioners of Washington county to fund, at interest, certain monies therein named, reported the same with an amendment;

Which was read and concurred in.

The said bill, as amended, was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Mr. Briggs, from the select committee to which was referred a bill, (No. 185) for the preservation of the State House, and for other purposes, reported the same with one amendment;

Which was read and concurred in.

The said bill, as amended, was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Mr. Wright, from the select committee on that subject, reported A bill, No. 315—Distributing the 3 per cent. fund in the county of Parke;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Wright from the select committee to which was referred a bill,

No. 216, funding the surplus revenue, reported the same without amendment;

Which was read a second time, and laid on the table.

Mr. Fitch from the select committee to which was referred a bill, No. 150, to provide for the improvement of the Michigan road north of Indianapolis, reported the same with an amendment.

Mr. Jones moved to amend the bill, by striking out so much as relates to the appropriation of thirty thousand dollars to the improvement of said road;

And the ayes and noes being demanded thereon, by Messrs. Jones and Vandever,

Those who voted in the affirmative are,

Messrs. Bennett, Berry, Boon, Breeze, Chambers, Cook, Cunningham, Depaw, Graham, Haymond, Henderson, Huckleby, Jones, Lee of B. Mahan, Marshall of Jefferson, McIntire, McKinney, Puckett, Reeve, Stapp, Steele, Strain, Talbott, Thornton, Vandever, Vanmetre, Williams, and Wines of V.—30.

And those who voted in the negative are,

Messrs. Armstrong, Baird, Bloomfield, Briggs, Brown of T. Burns, Burton, Conner, Crume, Curry, Dowling, Dunn, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Guard, Hanna of C. Hanna of M. Hoobler, Hood, Jackson, James, Lee of M. Long, Longley, Lusk, Mace, Macey, Marshall of Jackson, Matthews, Maxson, McCarty of F. McCarty of P. & N. Morris, Newell, Nicholls, Odell, Owen, Pepper, Porter, Posey, Powell, Proffitt, Riley, Rockhill, Rush, Shook, Smith, Storm, Watt, Wines of G. & W. Winship, Wright, and Zenor—57.

So said motion was decided in the negative.

Mr. Smith moved to amend the bill by striking out so much as relates to the road between South Bend and Michigan city;

Which was decided in the negative.

Mr. Shook moved to amend by appropriating ten thousand dollars of the sum contemplated in the bill to the road south of Indianapolis;

Which was carried in the affirmative.

Mr. Gale moved to amend by appropriating five thousand dollars out of the internal improvement fund, to be expended on the Vestula road through Steuben county;

Which was decided in the negative.

Mr. Jones moved to amend by inserting the following:

"That the Treasurer of State is hereby authorised and required to subscribe, on the part of the state of Indiana, for one half of the capital stock of the Evansville and Vincennes rail road; and that the subscription money be paid by the Canal Fund Commissioners, out of any moneys in their hands;"

Which was decided in the negative.

The amendment reported by the committee was then concurred in.

Mr. Smith moved to recommit the bill under consideration to a select committee, with instructions to amend the bill so as to provide that the sum of \$20,000 be expended on that part of the road lying north of Indianapolis, and the other \$10,000 on the Madison and Lafayette rail road.

And further to amend, so that the surveys and estimates required by the bill, and the monies to be expended, be made and applied to that part of the road south of South Bend.

Which motion was decided in the negative.

The question recurring on the engrossment of the bill,

The ayes and noes being demanded by Messrs. Bennett and Vandever,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Bloomfield, Briggs, Brown of T. Burns, Conner, Cook, Crume, Curry, Dowling, Dunn, Eckles, Elder, Evans, Ferguson, Fitch, Gird, Guard, Hanna of C. Hanna of M. Hood, Hubbard, Jackson, James, Lee of M. Long, Longley, Lusk, Marshall of Jackson, Marshall of Jefferson, Matthews, Maxson, McCarty of F. Morris, Newell, Owen, Pepper, Powell, Proffitt, Rockhill, Shook, Storm, Thornton, Watt, Wines of G. & W. Winship, Wright, and Zenor—19.

And those who voted in the negative are,

Messrs. Bennett, Boon, Breeze, Burton, Chambers, Depaw, Gale, Graham, Haymond, Henderson, Hoohler, Huckleby, Jones, Lee of B. Macey Mahan, McKinney, Myers, Nichols, Odell, Pabody, Posey, Puckett, Reeve, Riley, Smith, Stapp, Steele, Strain, Talbott, Vandever, Vanmetre, Walpole, and Wines of V.—35.

So said bill was ordered to be engrossed for a third reading on tomorrow.

The following message was received from the Senate by Mr. Dumont, their assistant secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that the Senate has passed a bill of the Senate, entitled as follows, to wit:

A bill, supplemental to an act, entitled an act authorising the commissioner of the Michigan road, to correspond with the commissioner of the General Land Office, in order to have the title perfected to the state of Indiana to the Michigan road grant, and for other purposes; approved Jan. 20th, 1837;

In which the concurrence of the House of Representatives is requested.

The bill of the Senate, in the message, supplemental to an act entitled, an act authorising the commissioner of the Michigan road to correspond with the Commissioner of the General Land Office, in order to have the title perfected to the state of Indiana to the Michigan road grant, and for other purposes, approved, Jan. 20th, 1837;

Was read the first, second, and third times, (the rules having been first dispensed with) and passed.

Ordered, That the Clerk inform the Senate thereof.

Mr. Bennett, after having obtained leave, introduced

A bill, No. 316—To provide for the payment of interest on the State bonds for the year 1837;

Which was read the first time, and passed to a second reading on to-morrow.

The following message was received from the Senate, by Mr. Test, their principal Secretary:

MR. SPEAKER,

I am instructed by the Senate to inform the House of Representatives, that they insist on their amendment to the engrossed bill of the House, entitled "an act to establish a certain state road in the counties of Perry, Crawford, and Orange"—and that they have appointed Messrs. Thompson, of Perry, and Stewart, a committee of free conference to act with a similar committee to be appointed on the part of the House.

The Senate have concurred in the amendment of the House to the resolution of the Senate, fixing on the 30th instant, as the time for an adjournment, *sine die*.

Whereupon,

On motion,

The House receded from their disagreement to said amendment of the Senate to the above named bill of the House.

Ordered, That the Clerk inform the Senate thereof.

The following additional message was received from the Senate, by Mr. Dumont, their assistant secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives, that the Senate has passed a bill of the Senate, entitled as follows, to wit:

An act to establish a certain state road therein named;

In which the concurrence of the House is most respectfully requested.

The bill of the Senate named in the foregoing message, entitled

An act to establish a certain state road therein named;

Was read the first time, and passed to a second reading on to-morrow.

A message from the Senate, by Mr. Dunning, a member:

MR. SPEAKER,

I am instructed by the Senate to inform the House of Representa-

tives, that they have passed engrossed bills of the House, entitled

No. 202—An act to authorise Samuel Coleman, of Fountain county, to sell certain town lots in the town of Attica; and also to make certain conveyances of lots now sold;

No. 222—An act to incorporate the Clay county Seminary Trustees;

No. 149—An act to incorporate the town of Bloomfield;

The two first without amendment, and the last with an amendment, to which the concurrence of the House is requested.

They have also passed engrossed bills of the Senate, entitled as follows:

An act to ratify and confirm an act of the Ohio Legislature, incorporating a company to construct a rail road from Piqua, in the state of Ohio, to Fort Wayne, in the State of Indiana;

An act to incorporate the Liverpool bridge company;

An act to incorporate the Crawford county Blue river bridge company;

To which bills of the Senate, the concurrence of the House is requested.

The amendment of the Senate to the bill of the House, No. 149, to incorporate the town of Bloomfield;

Was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The bill of the Senate to ratify and confirm an act of the Ohio Legislature, incorporating a company to construct a rail road from Piqua in the state of Ohio, to Fort Wayne, in the state of Indiana;

The bill of the Senate, to incorporate the Liverpool bridge company; and

The bill of the Senate, to incorporate the Crawford county Blue river bridge company;

Were severally read the first times, and passed to a second reading on to-morrow.

A message from the Senate by Mr. Test, their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have concurred in the amendments of the House to the bills of the Senate, entitled

An act to incorporate the Carroll county Seminary;

An act to amend an act entitled, an act to provide for the commissioning of sheriffs and coroners, and to regulate their duties, approved January 7th, 1834.

The Senate have also passed an engrossed bill thereof, entitled

An act to establish and relocate certain state roads therein named, and for other purposes;

In which the concurrence of the House is respectfully requested.

The bill of the Senate, entitled an act to establish and relocate certain state roads therein named, and for other purposes;

Was read the first and second times, (the rules having been dispensed with) and amended.

The rules of the House were further dispensed with, the bill read a third time and passed.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in said amendment.

And then the House adjourned until to-morrow morning, 9 o'clock.

WEDNESDAY MORNING, January 25th, 1837.

The House met pursuant to adjournment.

Mr. Chambers was granted leave of absence for the remainder of the session.

Mr. Myers after having obtained leave, introduced

A Joint resolution No. 317—for the benefit of certain French inhabitants in and near Vincennes;

Which was read the first, second, and third times, (the rules of the House having been dispensed with) and passed.

Ordered, that the Clerk carry it to the Senate and ask their concurrence therein.

Mr. Thornton from the judiciary committee made the following report:

MR. SPEAKER:

The judiciary committee to which was committed the engrossed bill of the Senate entitled, an act relative to evidence; and the bill of the House of Representatives, amendatory of the act entitled, an act to prevent frauds and perjuries, (approved January, 24th, 1831,) has according to order had the same under consideration, and has directed me to report the same back to the House without amendment.

The said bills were severally read the second time and ordered to be engrossed for a third reading on to-morrow.

Mr. Bennett. from the committee on claims made the following report:

MR. SPEAKER:

The committee on claims to which were referred the petitions of Robert Hood, Jacob Lebring, Edward McCartney, Philip P. Johnston, and A. G. Cunningham; and also, the claims of Joseph Morrow and Thomas Wright, have according to order, had said several petitions and claims under their consideration, and have directed me to report that it is inexpedient to legislate thereon and ask to be discharged from the further consideration thereof.

The committee have also had under their consideration, a bill of the

Senate, No. 13, entitled, an act for the relief of George Brodrick, Which bill provides for the repayment to said Brodrick, the sum of twenty six dollars and 25 cents, which sum appears to have been allowed to said Brodrick in the specific appropriation bill of last session; the committee, therefore, recommend the indefinite postponement of said bill.

Which was read, and

On motion of Mr. Rockhill,

The petition of Robert Hood named in said report, was recommitted to a select committee of Messrs. Rockhill, Morris, and Bennett;

The residue of the report was concurred in.

Mr. Brown of T. from the select committee on that subject reported,

A bill No. 218—to incorporate the town of Cleveland, in Tippecanoe county;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Shook from the select committee on that subject, reported

A bill, No. 219—to establish a state road from Napoleon in Ripley county, to Vernon in Jennings county;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Smith made the following report:

MR. SPEAKER:

The select committee to whom was referred a petition on the subject of declaring the Salamonias river navigable, have directed me to report that in the opinion of the committee, it is inexpedient to legislate upon that subject;

Which was read and concurred in.

Mr. Eckles from the joint committee on enrolled bills, reports that they have compared the enrolled with the engrossed bills, which originated in the House of Representatives, of the following titles, to-wit:

No. 79—an act to incorporate the New Amsterdam Manufacturing Company;

No. 13—an act for the incorporation of the town of Knightstown;

No. 144—an act to incorporate the Brookville Insurance Company;

No. 173—an act to change the name of the town of Danville to that of Fayetteville;

No. 133—an act to appropriate a part of the three per cent. fund in the county of Orange;

No. 37—an act to incorporate the St. Josephs Manual Labor Institute;

No. 179—an act declaring certain county roads in Owen county state roads;

No. 156—an act to relocate a part of the state road from Vincennes to Carlisle in Sullivan county;

No. 152—an act appropriating so much of the three per cent. fund as is now due to Greene county;

No. 175—an act to declare certain roads therein named state roads;

No. 99—an act to incorporate the Williamsport Warren county bridge company;

No. 52—an act authorizing William McCartney sen. and others, to cut a race from the head of the Kankakee, into the St. Joseph river;

No. 11—an act changing the time of holding elections for township officers in the county of Warrick;

No. 124—an act to legalize the election of a probate judge in Kosciusko county;

No. 117—an act to amend the charter of the Vevay seminary;

And also, the following Bills of the Senate, to-wit;

No. 11—an act to incorporate the Indiana Mutual Fire Insurance company;

No. 28—an act for the formation of Pleasant run school district in Carroll county;

Mr. Hood from the select committee to which was referred a bill No. 221—attaching certain counties to the 13th Bank district, reported the same with an amendment;

Which was not agreed to.

Mr. Fitch moved to amend the bill by striking it out from the enacting clause, and insert the following:

Section 1. That the county of Pulaski shall be attached to and form part of the 13th Bank district.

Sec. 2. All acts or parts of acts coming within the purview of this act, shall be, and the same are hereby repealed.

This act to take effect and be in force from and after its passage;

When,

On motion,

The said bill and pending amendment were laid on the table.

Mr. Crume from the select committee on that subject, reported

A bill No. 320—to incorporate the Philomath turnpike company;

Which was read the first time,

When,

The rules were dispensed with,

The bill was read the second time and referred to the committee on corporations.

Mr. Miller, from the select committee on that subject, reported

A Bill No. 321—authorizing Richard M. Kirk to build his dam three feet higher;

Which was read the first time;

When,

The rules were dispensed with,

The bill read the second time and ordered to be engrossed for a third reading on to-morrow.

On motion of Mr. Wright,

Resolved, That a committee of five be appointed to examine the situation of the Wabash fund, set apart from the counties of Parke,

Vigo, Vermilion, &c., for the improvement of the Wabash river, and to learn the situation of the funds in the hands of Andrew Gordon, commissioner to expend the appropriation for the improvement of the Wabash river at the rapids; and why it is, that no report has been made by said commissioner to this session of the Legislature.

Ordered, that Messrs. Wright, Myers, Evans, McIntire, Dowling and Wines of V. be that committee.

On motion of Mr. Maxson,

Resolved, That the committee on the state bank be instructed to inquire into the expediency of authorizing the canal fund commissioners, provided, they are required to loan money to increase bank stock, to loan the same, if it cannot be procured at a less interest, at an interest of six per cent. per annum.

On motion of Mr. Burns,

Resolved, That the Board of internal improvements be requested to inform this House, what amount, if any, of the first loans effected by the state of Indiana, for purposes of internal improvements, under the provisions of an act to provide for a general system of internal improvements, (approved Jan. 27th, 1836,) has been set apart for the removal of obstructions to the navigation of the Wabash river, between its mouth and the town of Vincennes; and if no part of said loan has been set apart for such purpose, what excuse, if any, may said board have for the violation of the 7th section of said act.

On motion of Mr. Baird,

Resolved, That the committee on education be instructed to inquire what amendments, if any, are necessary to the school law, to prevent transient persons, or persons who may take up their board for a short time in a school district, and who are not permanent citizens thereof, from being allowed any portion of the school fund, with leave to report by bill or otherwise.

Mr. Mace offered for adoption the following resolution:

Resolved, That the committee on canals and internal improvements, be instructed to inquire into the expediency of making it obligatory, if practicable, on the board of internal improvements, to connect by lockage or otherwise, the Wabash and Erie canal with the river, opposite the town of Independence, Williamsport and Baltimore in Warren county; said bill to be reported separate from all others;

Which was not adopted.

On motion of Mr. Baird,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of providing by law, for the taking and recording of mortgages on personal property, similar to the system of N. York on that subject, with leave to report by bill or otherwise.

Mr. Depaw offered the following resolution:

Resolved, That the committee of ways and means be instructed to inquire, if any, what amendments are necessary to the laws regulating ferries, so as to make the law clear and explicit, whether or not (in addition to the ad valorem tax) a tax be levied on ferries; and if such additional tax be required to provide for what purpose the same shall be

raised, and to regulate the amount thereof, with leave to report by bill or otherwise;

Which was laid on the table.

Mr. Burke offered the following resolution:

Resolved, That the committee on canals and internal improvements, be instructed to inquire into the expediency of authorizing the board of internal improvement, to employ one or more persons as they may deem proper, to go into the eastern cities, and other portions of the Union, to solicit laborers to emigrate to Indiana, for the purpose of facilitating the progress of the public works within the state, with leave to report by bill or otherwise.

Mr Eckles moved to amend the resolution by adding the following:

"And that the committee on canals and internal improvements be instructed to inquire into the expediency of providing that the Jeffersonville and Crawfordsville rail or macadamized road, shall be a macadamized road:"

When,

On motion,

The resolution and pending amendment were laid on the table.

On motion of Mr. Crume,

Resolved, That the committee of ways and means be instructed to inquire into the expediency of allowing Indians the same bounty for wolf scalps as is now granted to white citizens of this state.

Mr Wright offered the following resolution:

Resolved, That the committee on the canal fund, be instructed to report to this House, a bill restricting the board of public works in the amount of money they shall borrow per year to ——— dollars per annum; and that the board of public works shall not expend more than ——— dollars per annum, in the prosecution of the works of internal improvement now in progress in Indiana.

Mr. Proffitt moved to fill the blank with \$5,000,000.

Mr. Cook moved to lay the resolution and pending amendment on the table,

And the ayes and noes being demanded by Messrs. Wright and Mace,

Those who voted in the affirmative are,

Messrs. Berry, Bloomfield, Briggs, Breeze, Cook, Dowling, Elder, Fitch, Gale, Haymond, Henderson, Hubbard, Lee of M. Macy, Matthews, McCarty of F., McCarty of P. & N., Morris, Pabody, Posey, Puckett, Reeve, Rush, Smith, Stapp, Talbott, Thornton, Vandever, Watt, Williams and Wines of V—32.

And those who voted in the negative are,

Messrs. Armstrong, Baird, Bennett, Brown of S., Brown of T., Burke, Burns, Burton, Conner, Crume, Cunningham, Currey, Depaw, Dunn, Eckles, Evans, Ferguson, Gird, Hanna of M. Hoobler, Hood,

Howell, Huckleby, Jackson, James, Jones, Lee of B. Long, Longley, Lusk, Mace, Mahan, Marshall of Jack. Marshall of Jeff. Maxson, McIntire, McKimney, Miller, Myers, Nicholls, Owen, Pepper, Porter, Powell, Proffitt, Riley, Rockhill, Steele, Storm, Strain, Vanmetre, Walpole, Winship, Wright and Zenor—56.

So said motion was decided in the negative.

Mr. Haymond moved to indefinitely postpone the resolution and pending amendment;

And the ayes and noes being demanded thereon by Messrs Wright and Haymond,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Boon, Briggs, Breeze, Brown of S. Brown of T. Burk, Burton, Conner, Cook, Crume, Cunningham, Currey, Depauw, Dowling, Elder, Evans, Graham, Haymond, Henderson, Hood, Hubbard, Jackson, Jones, Lee of B. Lee of M. Long, Macey, Mahan, Marshall of Jeff. Matthews, Maxson, McCarty of F. McCarty of P. and N., McIntire, McKinney, Miller, Morris, Myers, Odell, Pabody, Proffitt, Reeve, Riley, Rush, Stapp, Storm, Strain, Thornton, Vandever, Watt, Williams, Wines of V. Wines of G. and W., Winship and Mr. Speaker—60.

Those who voted in the negative are,

Messrs. Armstrong, Burns, Dunn, Eckles, Ferguson, Gale, Gird, Hanna of C. Hanna of M. Hoobler, Howell, Huckleby, James. Longley, Lusk, Mace, Marshall of Jack. Newell, Nicholls, Owen, Pepper, Porter, Posey, Powell, Puckett, Rockhill, Shook, Smith, Steele, Vanmetre, Walpole, Wright and Zenor—30.

So said resolution and amendment were indefinitely postponed.

Mr. Dowling introduced a joint resolution, No. 322, on the subject of sundry amendments to the constitution of the United States.

Mr. M. Carty of F. introduced a joint resolution, No. 323, on the subject of removing the General Surveyor's office.

Mr. Dowling introduced a bill, No. 324, appropriating a part of the three per cent. fund of Vigo county to the construction of a bridge therein named.

Mr. Reeve introduced a bill, No. 325, providing for the survey of a McAdamized road from Rushville to the White Water canal.

Mr. Burns introduced a bill, No. 326, to provide constables with the acts of the Legislature.

Mr. Hood introduced a bill, No. 327, subjecting the Indian tribes to the jurisdiction and laws of Indiana;

Which were severally read the first time and passed to a second reading on to-morrow.

Mr. Storm introduced a bill, No. 328, to incorporate the Eel River Bridge Company;

Which was twice read (the rules having first been dispensed with) and referred to the committee on corporations;

Mr. Fitch introduced a bill, No. 329, for the relief of the Collector of Cass county;

Mr. Miller introduced a bill, No. 330, for the relief of Daniel Milb-wine and others;

Which were severally read the first time and passed to a second reading on to-morrow.

Mr. Gird introduced a bill, No. 331, to amend an act to provide for an equitable mode of levying the taxes of this state;

Which was twice read (the rules having first been dispensed with) and referred to the select committee heretofore appointed on that subject.

Mr. Walpole introduced a bill, No. 332, to authorize the building of a bridge across Sugar Creek at the crossing of the Greenfield and Pendleton state road in Hancock county;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Thornton introduced a bill, No. 333, appropriating the three per cent. fund in certain counties therein named, and for other purposes;

Which was twice read (the rules having been dispensed with,) and ordered to be engrossed for a third reading on tomorrow.

Mr. Talbott introduced a bill, No. 334, supplemental to an act to provide for a general system of internal improvements;

Which was read the first time, and

On motion of Mr. Macey,

The said bill was rejected.

The following message was received from the Senate by Mr. Test their principal secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that they have concurred in the amendments of the House to the engrossed bills of the Senate, entitled as follows, viz:

An act to locate a state road from Russelsville, in Putnam county, to Blake-burgh, in said county.

An act legalizing the sale of the south east quarter of sixteen, in congressional township No. 14, in Shelby county.

An act relating to state roads.

The Senate refuse to concur in the amendment of the House to the bill of the Senate, entitled

An act to incorporate the Eel river manufacturing company.

They have passed engrossed bills of the Senate, entitled as follows, viz:

An act to incorporate the Laurel Academy.

An act to amend an act entitled an act to incorporate the Perry's-ville and Danville rail road company.

An act to amend an act entitled "an act to establish a state road from Rome, in Perry county, to Jasper in Dubois county—approved Feb. 1835.

An act to relocate a certain state road therein named.

An act to incorporate the Wabash and Lafayette Bridge company.

An act to establish the state roads therein mentioned.

An act to incorporate the New Albany Hotel Company.

An act to locate a state road in Laporte county.

An act to locate a state road therein named.

The Senate have also passed engrossed bills of the House, entitled as follows, viz:

No. 171—An act to incorporate the Washington Hall Company.

No. 116—An act to regulate the jurisdiction of justices of the peace in the counties of Tippecanoe, Orange and Warren.

No. 234—An act to incorporate the New Albany Guards.

Each with amendments, to which the concurrence of the House is requested.

Also bills of the House, entitled as follows, viz;

No. 212—An act to repeal so much of the act amendatory to the several acts, regulating the jurisdiction and duties of justices of the peace in the several counties therein named, approved Feb. 7, 1835, as relates to the county of Vermilion.

No. 154—An act to alter the boundary lines of the counties of Carroll and White.

No. 130—An act to vacate a part of the Indianapolis, Centreville and Richmond State Road.

No. 227—An act to locate a bridge, and relocate a part of a certain state road in the county of Vermilion.

No. 225, An act to change the name of the town of Mongoquinong in Lagrange county, to that of Lima.

No. 228—An act to legalize the proceedings of the board of commissioners of Warrick county at their January term, 1837.

No. 213—An act authorizing the commissioners of the Reserve township of seminary lands in Monroe county to cancel certain contracts therein named.

No. 190—An act declaring certain names misprints.

No. 171—An act to legalize the proceedings of the town No. 6, range 1, West, in Dearborn county.

No. 166—An act to legalize the proceedings of the trustees of the Presbyterian church in Greensburgh, in Decatur county.

No. 203—An act to legalize the proceedings of the board of trustees of the Salem Presbyterian Congregation.

No. 204—An act amendatory of an act entitled an act incorporating the Carlisle school society.

No. 205—An act to repeal an act to relocate a part of the state road leading from Martinsville, in Morgan county, to Danville, in Hendricks county.

No. 209—An act regulating the jurisdiction and duties of justices of the peace in the county of Hancock.

No. 210—An act to amend an act, entitled "an act to incorporate the town of Terre Haute," approved Feb. 1, 1833.

No. 206—An act to relocate a part of the Newcastle and Lafayette state road, in the counties of Clinton and Tippecanoe.

Each without amendment.

The amendments of the Senate to the bill of the House, No. 176, to incorporate the Washington Hall Company;

The Bill of the House, No. 116, to regulate the jurisdiction of justices of the peace in Tippecanoe county; and

The bill of the House, No. 234, to incorporate the New Albany Guards;

Were severally read and concurred in.

Ordered, That the clerk inform the Senate thereof.

Bill of the Senate, to incorporate a state road therein named; and

Bill of the Senate to locate a state road in Laporte county;

Were severally read the first time and passed to a second reading on to-morrow.

Bill of the Senate to incorporate the New Albany Hotel Company;

Was read (the rules having been dispensed with,) and referred to the committee on corporations.

Bill of the Senate, to establish certain state roads therein named;

Was read the first time and passed to a second reading on tomorrow.

Bill of the Senate, to incorporate the Wabash and Lafayette bridge company;

Was read twice (the rules having been dispensed with) and referred to the committee on corporations.

Bill of the Senate, to re-locate a certain state road therein named;

Was read the first time and passed to a second reading on to-morrow.

Bill of the Senate, to amend an act to establish a state road from Rome, in Perry county, to Jasper in Dubois county;

Was twice read (the rules having been dispensed with) and passed to a third reading on to-morrow.

Bill of the Senate, to amend an act to incorporate the Perryville and Danville rail road company;

Was twice read (the rules having been dispensed with) and referred to the committee on canals and internal improvements.

Bill of the Senate, to incorporate the Laurel Academy;

Was read the first time and passed to a second reading on tomorrow.

On motion,

The House receded from their amendment to the bill of the Senate to incorporate the Eel river manufacturing company.

Ordered, That the clerk inform the Senate thereof.

On motion of Mr. James,

The select committee to which was referred, bill No. 309, supplemental to an act to provide for a general system of internal improvements, was discharged;

When,

Said bill was re-committed to the committee on the judiciary.

A message from the Senate, by *Mr. Dumont*, a member:

MR. SPEAKER:

The Senate have passed an engrossed bill, entitled

A bill incorporating congressional townships and providing for public schools therein;

In which they respectfully ask the concurrence of the House of Representatives.

The bill of the senate incorporating congressional townships, and providing for public schools therein;

Was twice read (the rules having been dispensed with,) and referred to the committee on education.

Bill, No. 169, for the preservation of the State House and other purposes;

Was read the third time and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

On motion of *Mr. Briggs*,

The vote taken on the passage of Bill No. 197, to amend an act regulating descents, distribution and dower;

Was reconsidered.

The said bill was then laid on the table.

And then the House adjourned till 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

On motion of *Mr. Stapp*,

The vote heretofore taken on the passage of the bill, No. 200, to provide for opening and repairing public roads and highways, in Clay county;

Was reconsidered.

The question then recurring on the passage of said bill, it was decided in the affirmative.

Ordered, That the clerk carry it to the Senate and ask their concurrence therein.

Bill No. 248, to amend an act to incorporate the Ohio and Indianapolis rail road company;

Was read a third time, and on the question, "Shall said bill pass?"

The ayes and noes being demanded by Messrs Stapp and Marshall,

Those who voted in the affirmative are,

Messrs. Armstrong, Bennett, Bloomfield, Briggs, Brown of S. Burton Conner, Cook, Currey, Depauw, Dowling, Eckles, Elder, Evans, Ferguson, Fitch, Gale, Gird, Graham, Guard, Hanna of C. Hanna of M. Henderson, Hoobler, Hood, Howell, Hubbard, Huckleby,

Jackson, James, Lee of B. Lee of M. Long, Longley, Lusk, Mace, Mahan, Marshall of Jack, Matthews, Maxon, McCarty of F. McCarty of P. & N. McIntire, McKinney, Miller, Morris, Myers, Newell, Nicholls, Odell, Owen, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Riley, Rockhill, Rush, Shook, Smith, Storm, Talbott, Thornton, Vandever, Vanmetre, Walpole, Watt, Williams Wines of V. Winship, Wright and Zenor—74.

And those who voted in the negative are,

Messrs. Berry, Brown of T. Burk, Crume, Cunningham, Haymond, Jones, Macey, Marshall of Jeff. Pabody, Stapp, Wines of G. and W. and Mr. Speaker—13.

So said bill passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence therein.

Bill No. 150, to provide for the improvement of the Michigan road north of Indianapolis;

Was read the third time,

When,

Mr. Vandever moved to recommit said bill to a select committee, with instructions to strike out so much as appropriates thirty thousand dollars for the improvement of the same.

Mr. Smith moved to amend said instructions by adding the following—That the select committee be instructed to amend the bill, so that no moneys shall be expended on said Michigan road, except such as may be raised from the Michigan road lands yet to be disposed of, and moneys already in the hands of the commissioner; and that all said moneys shall be expended on that part of said road lying between Indianapolis and South Bend on the Northern canal.

And before any question was had thereon,

Mr. Dowling moved the previous question;

Which was sustained;

The main question was then ordered to be put, to-wit: Shall said bill pass?

And the ayes and noes being demanded by Messrs. Vandever and Breeze,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Briggs, Brown of T., Burns, Conner, Crume, Currey, Dowling, Dunn, Eckels, Elder, Evans, Fitch, Gale, Gird, Guard, Hanna of C., Hanna of M., Hood, Jackson, James, Lee of M., Long, Longley, Mace, Marshall of Jack., Maxon, McCarty of F., McCarty of P. & N., Morris, Newell, Owen, Pepper, Powell, Proffitt, Puckett, Reeve, Rockhill, Rush, Shook, Stapp, Storm, Thornton, Wines of G. & W., Winship, Wright, Zenor and Mr. Speaker—50.

Those who voted in the negative are,

Messrs. Bennett, Berry, Boone, Breeze, Brown of S., Burton, Cook, Cunningham, Depaw, Graham, Haymond, Henderson, Hoobler, Howell, Hubbard, Huckleby, Jones, Lee of B., Lusk, Macey, Marshall of Jeff., Matthews, McIntire, McKinney, Miller, Myers, Nicholls, Odell, Pabody, Porter, Posey, Riley, Sands, Smith, Steele, Strain, Talbott, Vandever, Vanmetre, Walpole, Watt, Williams, and Wines of V.—43.

So said bill passed.

Ordered, That the clerk carry it to the Senate, and ask their concurrence therein.

On motion of Mr. Thornton,

The vote heretofore taken on the passage of the Bill, No. 88, supplemental to an act to provide for a general system of internal improvements—approved Jan. 27, 1836;

Was reconsidered.

The question recurring on the passage of the bill,

Mr. Owen moved to strike it out from the enacting clause, and insert a substitute, and

Before any question was had,

Mr Vandever moved the previous question,

Which was sustained.

The main question was then ordered to be put, to-wit: 'Shall said bill pass?'

And the ayes and noes being demanded by Messrs. Bennett and Graham,

Those who voted in the affirmative are,

Messrs. Armstrong, Briggs, Brown of S. Burns, Burton, Eckles, Gale Graham, Henderson, Hoobler, Howell, Huckleby, James, Jones, Long, Lusk, Mace, Marshall of Jack., Miller, Myers, Newel, Owen, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Sands, Vandever, Winship, Wright and Zenor—33.

And those who voted in the negative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Boone, Breeze, Brown of T. Burk, Conner, Cook, Crume, Cunningham, Curry, Depaw, Dowling, Dunn, Elder, Evans, Gird, Guard, Hanna of M. Haymond, Hood, Hubbard, Jackson, Lee of B. Lee of M. Longley, Macey, Mahan, Marshall of Jeff. Matthews, Maxson. McCarty of F. McCarty of P. & N. McIntire, McKinney, Morris, Nicholls, Odell, Pabody, Reeve, Riley, Rockhill, Rush, Shook, Smith, Stapp, Steele, Storm, Strain, Talbott, Thornton, Vanmetre, Walpole, Watt, Williams, Wines of V. and Wines of G. & W.—60

So said bill did not pass.

Mr. Zenor moved to reconsider the vote taken on the passage of bill No. 150—to provide for the improvement of the Michigan road north of Indianapolis,

And the ayes and noes being demanded thereon by Messrs. Zenor, and Graham,

And those who voted in the affirmative are,

Messrs. Bennett, Berry, Bloomfield, Boone, Breeze, Brown of S., Burton, Cook, Cunningham, Depaw, Graham, Haymond, Henderson, Hoobler, Hubbard, Huckleby, Jones, Lee of B. Lusk, Macey, Marshall of Jeff., Matthews, McIntire, McKinney, Miller, Myers, Nicholls, Odell, Pabdy, Porter, Riley, Sands, Smith, Steele, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Wines of V. and Zenor,—43.

Those who voted in the negative are,

Messrs. Armstrong, Briggs, Brown of T., Burk, Burns, Conner, Crume, Currey, Dowling, Dunn, Eckels, Elder, Evans, Fitch, Gale, Gird, Guard, Hanna of C., Hanna of M. Hood, Howell, Jackson, James, Lee of M. Long, Longley, Mace, Mahan, Marshall of Jack. Maxson, McCarty of F. McCarty of P. & N., Morris, Newell, Owen, Pepper, Posey, Powell, Puckett, Reeve, Rockhill, Rush, Shook, Stapp, Storm, Watt, Wines of G. & W. Winship and Wright—50

So said motion to reconsider, was decided in the negative.

Mr. Vandever, moved to reconsider the vote taken on the passage of bill No. 153—to amend an act to provide for a general system of internal improvements;

And before any question was had thereon,

The House adjourned until to-morrow morning 9 o'clock.

—o—

THURSDAY MORNING, January 26th, 1837.

The House met pursuant to adjournment.

Mr. Lee of M. moved to reconsider the vote taken yesterday, on the passage of a bill, No. 150, to provide for the improvement of the Michigan road north of Indianapolis;

And the ayes and noes being demanded thereon, by Messrs. Fitch and Winship,

Those who voted in the affirmative are,

Messrs. Bennett, Berry, Bloomfield, Boon, Breeze, Brown of S. Burk, Burton, Conner, Cook, Cunningham, Curry, Depaw, Graham, Hay-

mond, Henderson, Hoobler, Hubbard, Huckleby, Jones, Lee of B. Lee of M. Lusk, Mahan, Marshall of Jefferson, Matthews, McIntire, McKinney, Miller, Myers, Newell, Odell, Pabody, Porter, Puckett, Riley, Smith, Stapp, Steele, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Watt, Williams, Wines of V. and Zenor—49.

And those who voted in the negative are,

Messrs. Armstrong, Baird, Briggs, Brown of T. Burns, Dowling, Eckles, Elder, Evans, Ferguson, Fitch, Gale, Gird, Guard, Hanna of C. Hanna of M. Hood, Howell, Jackson, James, Long, Longley, Mace, Marshall of Jackson, Maxson, McCarty of F. McCarty of P. & N. Morris, Nicholls, Owen, Pepper, Posey, Proffitt, Reeve, Rockhill, Rush, Sands, Shook, Storm, Wines of G. & W. Winship, Wright, and Mr. Speaker—43.

So said motion to reconsider was carried.

Mr. Evans moved to recommit the said bill to a select committee, with instructions to amend the same so as to provide for a survey of said road north of Indianapolis, in order to ascertain what improvements should be made thereon; said survey to be paid for out of the funds now belonging to said road, and also to appropriate the balance of said fund, after paying for said survey, to grading and improving the same: *Provided*, That the funds to be applied in improving said road, shall be expended on the whole road north of Napoleon.

Mr. Graham moved to amend the instructions by inserting, in its proper place—"and that the Engineer or Engineers to be employed by the Superintendent of the Michigan road;"

Which was decided in the negative.

Mr. Graham moved to amend the instructions, by inserting, "*Provided*, That nothing in this act shall be so construed as to make said road part or parcel of the system of internal improvements;

Which motion did not prevail.

On motion of Mr. Hubbard,

The instructions were amended by striking out all which relates to a survey south of Indianapolis.

Said instructions were then adopted.

Ordered, That Messrs. Evans, Fitch, and Baird, be that committee.

Mr. Graham, from the committee of ways and means, to which was referred bill, No. 288, authorising the school commissioner of Hancock county to draw certain monies therein named, reported the same with an amendment;

Which was read and concurred in.

The said bill was then read a second time,

When,

The rules were dispensed with—the bill considered as engrossed, read a third time, and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Mr. Smith, from the committee of ways and means, made the following report:

The committee of ways and means to whom was referred a resolution of this House, inquiring into the expediency of exempting lots of ground set apart for burying grounds from taxation, has directed me to report

A bill, No. 335—To amend an act entitled, an act to provide for an equitable mode of levying the taxes of this State.

The said bill was read the first time, and passed to a second reading on to-morrow.

Mr. Briggs, from the committee on the judiciary, to which was referred the bill, No. 291, for the establishment of titles to lots in the town of Merom, in Sullivan county, reported the same without amendment;

Which was read the second time;

When,

The rules were dispensed with, the bill considered as engrossed, read a third time, and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Mr. James, from the committee on the judiciary, to which was referred a bill, No. 309, supplemental to an act entitled, an act to provide for a general system of internal improvement, reported the same without amendment;

Which was read the second time;

When,

Mr. Hubbard moved its indefinite postponement.

Mr. Talbott moved to lay it on the table;

Which motion did not prevail.

The question then recurring on the motion to indefinitely postpone,

And the ayes and noes being demanded thereon, by Messrs. James and Hubbard,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Boon, Breeze, Brown of S. Brown of T. Burton, Cunningham, Graham, Hanna of M. Howell, Hubbard, Huckleby, Lee of B. Marshall of Jefferson, Matthews, McIntire, McKinney, Miller, Pabody, Reeve, Sands, Smith, Strain, Vandever, Walpole, and Williams—29.

And those who voted in the negative are,

Messrs. Armstrong, Briggs, Cook, Dowling, Dunn, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Guard, Haymond, Henderson, Hoobler, Hood, Jackson, James, Jones, Long, Longley, Lusk, Mace, Macey, Mahan, Marshall of Jackson, Maxson, McCarty of F. Morris, Myers, Nicholls, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Riley, Rockhill, Rush, Shook, Stapp, Steele, Talbott, Thornton, Vanmetre,

Watt, Wines of V. Wines of G. & W. Winship, Zenor, and Mr. Speaker—52.

Said bill was not indefinitely postponed.

The rules of the House were then dispensed with, said bill considered as engrossed, read the third time and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Mr. Howell, from the committee on roads, reported

A bill, No. 336—Relating to state roads;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Hanna of M. from the committee on corporations, to which were referred

A bill, No. 301—Granting to the citizens of Madison a city charter;

A bill, No. 312—To incorporate the Lafayette and Michigan city turnpike company;

A bill, No. 320—To incorporate the Philomath turnpike company; and

A bill, No. 328—To incorporate the Eel river bridge company;

Reported the same without amendment, except the last named bill, which was reported with one amendment.

Which amendment was read and concurred in.

The said bills were then severally read the second time, (the rules dispensed with) considered as engrossed, read the third time and passed.

Ordered, That the Clerk carry them to the Senate, and ask their concurrence.

Mr. Hanna of M. from the committee on corporations, reported

A bill, No. 337—To incorporate the town of Bethlehem, in Clark county;

Which was twice read, (the rules having been dispensed with) and ordered to be engrossed for a third reading on to-morrow.

Mr. Hanna of M. from the committee on corporations, to which was referred the petition of Jesse Morgan, on the subject of building a bridge over the Calmut river, reported it inexpedient to legislate on that subject;

Which report was concurred in.

Mr. Evans, from the select committee to which was referred a bill, No. 150, to provide for the improvement of the Michigan road north of Indianapolis, reported the same with one amendment;

Which was read and concurred in.

And on the question, shall said bill pass?

It was carried in the affirmative.

Mr. Powell, from the select committee on that subject, reported:

The select committee to which was referred the annual statement of the Board of Directors of the Lawrenceburgh and Indianapolis rail road company, have bestowed upon the same that consideration which its importance demands, and have directed me to report:

That the attention of the committee was directed more particularly

to that part of said report, which suggested the propriety of the State taking stock in said company for the purpose of aiding in the prosecution of that important work. And in as much as this, in some measure, involves principles that, during the present session, have been frequently agitated, and have not received the favorable action of the House, the committee feel it their duty to state some of the reasons which have influenced them in adopting the conclusions to which they have arrived.

Although the committee are not prepared to subscribe to the doctrine that no extension to the present system of internal improvements ought to be made, yet they hesitate not in declaring it as their decided opinion, that in the event of any extension whatever, a due regard should be had to the wants and interests of the people by connecting the interior of the State, by well selected works of internal improvements, with important commercial points; more especially with important points where leading thoroughfares of other States of the Union concentrate.

Believing this doctrine to be correct, the committee have been lead to inquire, how far the contemplated rail road from Lawrenceburgh to Indianapolis comes under the above description; and in doing this, the committee cannot do better, than adopt, in part, the language of the Board of Directors of the aforesaid company. That "this road is a leading one in the system of internal improvements provided for last winter; that the plan would be entirely incomplete without it;—no one has such varied and important connections as this road has. It unites the White Water canal with the other State works, at the most favorable points; and when continued to Cincinnati, as it will doubtless be," an important connection of leading canals and rail roads will then be effected, calculated to have a lasting and salutary influence on the welfare of the people of the south-eastern and central parts of the State; inasmuch as such connection, at once causes rail road and canal communications from the seat of government of Indiana to Lake Erie, and to two important commercial points on the Atlantic. Those considerations have induced the committee, to view the Lawrenceburgh and Indianapolis rail road, as a work that ought to be fostered by the State. I am, therefore, instructed to report,

A bill, No. 338—Supplemental to an act to provide for a general system of internal improvements;

The said bill was read the first time, and passed to a second reading on to-morrow.

Mr. Macey, from the select committee on that subject, reported

A bill, No. 339—To dissolve the banns of matrimony between Willis Dearing and Susan, his wife;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Dowling offered the following resolution:

Resolved, That this House will, on to-morrow evening, and on the evening of every other legislative day during the remainder of the

session, convene for business at 6 o'clock, P. M. and continue in session two hours.

Which was laid on the table.

On motion of Mr. Wines of G. & W.

Resolved, That a select committee be appointed to inquire into the expediency of authorising the Canal Commissioners to build canal bridges in certain towns, where they have heretofore neglected to do so.

Ordered, That Messrs. Wines of G. & W. Burk, and Dowling, be that committee.

Mr. Storm introduced

A bill, No. 340—To locate a state road from Emanuel Hatfield's, in Green county, to Black creek bridge, in said county;

Mr. James introduced

A bill, No. 341—To amend an act entitled, an act to incorporate the Lawrenceburgh and Indianapolis rail road company;

Mr. Hoobler introduced

A bill, No. 342—Declaring a certain road a state road;

Which were severally read the first time, and passed to a second reading on to-morrow.

Mr. Longley introduced

A bill, No. 343—To incorporate the Indianapolis, Lebanon, and Lafayette turnpike company;

Which was twice read, (the rules having been dispensed with) and ordered to be engrossed for a third reading on to-morrow.

Mr. Hanna of M. presented the petition of Douglass, Bolton, and others, praying relief;

Which was read, and referred to a select committee of Messrs. Hanna of M. Dowling, and Dunn.

Mr. Winship introduced

A bill, No. 344—To establish a certain state road therein named;

Which was read the first time, and passed to a second reading on to-morrow.

The following message was received from the Governor, by Mr. Maguire, his private secretary:

MR. SPEAKER:

I am requested by the Governor to inform the House of Representatives, that he did on this day, approve and sign the following acts and joint resolution:

An act to authorise the commissioner of the reserve township of Seminary land to sell certain land therein named;

An act to amend the 9th section of an act entitled, an act relative to crimes and punishment;

An act amendatory of an act entitled, an act to regulate the mode of doing county business in the several counties of this state," approved January 19, 1831;

An act to change the name of Fullerton, in Parke county, to Lodi;

An act supplemental to an act, providing for the division of the eighth and formation of the ninth judicial circuit, and for other purposes, approved Dec. 9, 1836;

An act to amend an act organizing circuit courts and defining their powers and duties; and

A joint resolution relative to constructing a harbor on Lake Michigan;

All of which originated in the Senate.

Mr. Eckles, from the joint committee on enrolled bills, reports:

That they have compared enrolled bills of the Senate of the following titles, viz:

No. 27—An act to amend an act entitled, an act to provide for the commissioning of sheriffs and coroners, approved January 7th, 1824;

No. 33—An act relating to state roads;

No. 42—An act to incorporate the Carroll county Seminary;

An act to locate a State road from Russellville, in Putnam county, to Blakesburgh, in the county aforesaid;

An act legalizing the sale of the south east quarter of section sixteen, in Congressional township fourteen, in Shelby county;

With the engrossed bills, and find the same truly enrolled.

Whereupon,

The Speaker signed said bills.

Mr. Walpole, from the joint committee on enrolled bills, reports:—

That they have compared the enrolled with the engrossed bill of the House of Representatives, No. 209, entitled, an act to regulate the jurisdiction and duties of Justices of the peace in the county of Hancock, and find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry them to the Senate for the signature of their President.

On motion of Mr. McCarty of P. & N.

Bill, No. 184—On the subject of the Northern canal;

Was taken from the table, and referred to a select committee.

Bill, No. 333—Appropriating part of the three per cent. fund, in certain counties therein named;

Was read the third time and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Bill of the Senate, to amend an act entitled, an act to establish a state road from Rome, in Perry county, to Jasper, in Dubois county;

Was read the third time and passed.

Ordered, That the Clerk inform the Senate thereof.

Bill, No. 140—Amendatory of an act for the prevention of frauds and perjuries, approved January 24th, 1831;

Was read the third time, and referred to a select committee.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

Mr. Wright introduced a bill, No. 345, to authorise the Vermilion circuit court to change the venue in a certain case therein named;

Which was read the first, second, and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Mr. Thornton, from the committee on education, after having obtained leave, made the following report:

MR. SPEAKER,

The committee on education to which was committed the engrossed bill of the Senate, entitled, an act incorporating congressional townships and providing for public schools therein, has, according to order, had the same under consideration, and has directed me to report the same back to the House with sundry amendments, and ask their concurrence therein.

The said amendments were severally read and concurred in.

The said bill, as amended, was read the third time and passed.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the amendments.

Leave of absence was granted Mr. Myers, for the remainder of the session.

Bill of the Senate, No. 32, relative to evidence;

Was read the third time, and referred to a select committee of Messrs Jones, Proffitt, and Thornton.

Bill, No. 321—Authorising Richard M. Kirk to build his mill dam three feet higher;

Was read the third time, and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Bill, No. 232—To provide for the sale of the tools belonging to the Michigan road fund;

Was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Bill, No. 225—To provide for the construction of a lock in the Wabash dam, at or near Delphi;

Was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Bill, No. 236—Supplemental to an act to provide for a general system of internal improvements;

Was read the second time; and

On motion of Mr. Graham,

Laid on the table.

Bill, No. 237—To provide for fixing a commencing point on the Central canal;

Was read the second time; and,

On motion of Mr. Crume,

Laid on the table.

Bill, No. 239—To amend an act to establish a State Library;

Was read the second time; and,

Laid on the table.

On motion of Mr. Hood,

Bill, No. 240—Authorising the guardian of the heirs of Edward Elliott, deceased, to sell certain real estate therein named;

Was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Bill, No. 241—To provide for a geological survey of the State;

Was read the second time.

Mr. Crume moved to indefinitely postpone said bill,

And the ayes and noes being demanded thereon by Messrs. Pepper and Dowling,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Berry, Boon, Breeze, Burk, Crume, Cunningham, Curry, Depaw, Elder, Graham, Guard, Henderson, Howell, Huckleby, Jackson, Lee of B. Longley, Lusk, Mahan, Marshall of Jefferson, Matthews, McIntire, Miller, Myers, Nicholls, Odell, Powell, Riley, Shook, Smith, Strain, Talbott, Vandever, Vanmetre, Walpole, Watt, Williams, and Wines of G. & W.—40.

And those who voted in the negative are,

Messrs. Armstrong, Bloomfield, Briggs, Brown of S. Brown of T. Burns, Burton, Conner, Cook, Dowling, Eckles, Evans, Ferguson, Fitch, Gale, Gird, Hanna of C. Hanna of M. Haymond, Hoobler, Hood, Hubbarb, James, Jones, Long, Mace, Macey, Maxson, McCarty of F. McCarty of P. & N. Morris, Newell, Owen, Pabody, Pepper, Porter, Posey, Proffitt, Reeve, Rockhill, Rush, Stapp, Steele, Storm, Thornton, Wines of V. Winship, Wright, Zenor, and Mr. Speaker—50.

So said motion was decided in the negative.

The said bill was then referred to a select committee of Messrs. Crume, Pepper, and Owen.

Bill, No. 242—To increase the capital stock of the Lawrenceburgh bridge company;

Was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Bill, No. 243—Authorising the board doing county business in Dearborn county, to levy taxes for building bridges and improving roads;

Was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Bill, No. 244—To divorce Amanda M. Smith;

Was read the second time.

Mr. Graham moved to lay the bill on the table.

When,

Mr. Briggs called the previous question;

Which was sustained, and the main question ordered to be put, to wit: shall the bill be engrossed?

And the ayes and noes being demanded thereon, by Messrs. Haymond and Baird,

Those who voted in the affirmative are,

Messrs. Berry, Bloomfield, Briggs, Burns, Conner, Cook, Crume, Curry, Dowling, Dunn, Eckles, Ferguson, Gale, Graham, Guard, Hanna of M. Jackson, James, Maxson, McCarty of F. McCarty of P. & N. Miller, Morris, Myers, Newell, Nicholls, Owen, Pepper, Posey, Powell, Proffitt, Reeve, Riley, Rockhill, Rush, Stapp, Steele, Walpole, Watt, Wines of G. & W. and Winship—41.

And those who voted in the negative are,

Messrs. Armstrong, Baird, Bennett, Breeze, Burk, Burton, Depaw, Gird, Haymond, Henderson, Hoobler, Hood, Hubbard, Huckleby, Jones, Long, Longley, Lusk, Mahan, Marshall of Jefferson, Matthews, McIntire, McKinney, Odell, Pabody, Porter, Puckett, Sands, Strain, Talbott, Williams, and Mr. Speaker—32.

So said bill was ordered to be engrossed.

The rules were dispensed with, the bill considered as engrossed, read the third time, and

On the question, shall the bill pass?

The ayes and noes being demanded by Messrs. Stapp and Cook,

Those who voted in the affirmative are,

Messrs. Berry, Briggs, Conner, Cook, Crume, Curry, Dowling, Dunn, Elder, Ferguson, Fitch, Gale, Graham, Guard, Hanna of M. Jackson, James, Lee of B. Maxson, McCarty of F. McCarty of P. & N. Miller, Morris, Newell, Nicholls, Owen, Pepper, Posey, Powell, Proffitt, Reeve, Riley, Rockhill, Rush, Shook, Stapp, Steele, Watt, Wines of V. Wines of G. & W. Winship, and Wright—47.

Those who voted in the negative arc,

Messrs. Armstrong, Baird, Bennett, Brown of T. Burton, Depaw, Gird, Hanna of C. Haymond, Henderson, Hoobler, Hood, Hubbard, Huckleby, Jones, Long, Longley, Lusk, Macey, Mahan, Marshall of Jefferson, Matthews, McIntire, McKinney, Odell, Pabody, Porter, Puckett, Sands, Storm, Strain, Talbott, Walpole, Williams, and Mr. Speaker--35.

So said bill passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Bill, No. 247--To locate part of two state roads in the county of Parke;

Was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Bill, No. 249--Authorising William McIlvain to build a mill dam across White river;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill of the Senate, No. 72, to change the name of Jamestown, in Henry county, to that of New Lisbon;

Was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk inform the Senate thereof.

Bill, No. 250--To change the Commissioner on the state road from John Perkins', in Rush county, to Napoleon, in Ripley county; and

Joint resolution of the Senate, on the subject of public lands suspended from sale on the canal, in Indiana;

Were severally read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 246--To amend an act to incorporate Michigan city;

Was read the second and third times, (the rules having been suspended) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Bill, No. 251--To change the name of Mauckport; and

Bill, No. 252--To amend an act to vacate the town of North Hampton, in Harrison county;

Were severally read the second times, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 253--For the relief of Asa Brown;

Was read the second time, and

On motion of Mr. Bennett,

Laid on the table.

Bill, No. 254--To authorise the road commissioner of Fulton county to loan the 3 per cent. fund in said county;

Bill, No. 255—To locate a part of the Richmond and Fort Wayne state road;

Bill, No. 256—To locate a state road in Bartholomew county, from Hope to Columbus;

Bill, No. 258—Appropriating a portion of the 3 per cent. fund in Dearborn county; and

Bill, No. 259—To repeal the 20th section of the act regulating the mode of doing county business, so far as relates to Sullivan county;

Were severally read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 260—Relative to the Mount Vernon and Princeton turn-pike road;

Was read the second and third times, (the rules having been suspended) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Bill, No. 261—To locate a state road from Portland, on the National road, to the Michigan road, in Shelby county;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 262—To drain the swamps and low lands north-east of Indianapolis;

Was read the second time, and,

On motion of Mr. Vandever,

Amended, by striking out so much as authorises the Treasurer of State to subscribe for the same.

The said bill as amended, was ordered to be engrossed for a third reading on to-morrow.

Bill, No. 263—To increase the salaries of the Treasurer of State, and other officers;

Was read the second time, and referred to a select committee of Messrs. Evans, Hubbard, Macey, and Mace.

Bill, No. 264—To provide for the construction of a bridge across Clear creek, in Huntington county;

Was read the second time; and,

On motion of Mr. Rockhill,

Laid on the table.

Bill, No. 265—To incorporate the Fountain county Insurance company—the Williamsport, Warren county, Insurance company, and Rockville, Parke county, Insurance company;

Was read the second time, and referred to the committee on corporations.

Bill, No. 266—Declaring Yellow river a public highway;

Was read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

The joint resolution of the Senate, relative to the purchase of a Fire Engine, for the protection of the public property at Jeffersonville;

Was read the second time; and,

On motion of Mr. Graham, laid on the table.

Bill of the Senate, to incorporate the Delphi Insurance company;
Was read the second time, and referred to the committee on corporations.

Bill, No. 267—To authorize the mutual transfer of certain school funds between the townships of Eel and Noble, in Cass county; and

Bill, No. 268—To vacate part of a certain state road, and to relocate part of another state road, in Vermilion county;

Were severally read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 269—To provide for the erection of a bridge over the west fork of White Water river, at Connersville;

Was read the second and third times, (the rules having been suspended) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Bill, No. 270—To amend an act to incorporate the Wayne and Union turnpike company;

Was read the second time, and referred to the committee on corporations.

Bill, No. 271—Authorising the relocation of a certain state road in Hancock county;

Bill, No. 272—Declaring a certain road a state road;

Bill, No. 274—To amend an act entitled, an act to incorporate the Wabash and Michigan rail road company; and

Bill, No. 275—Repealing part of an act providing for the removal of obstructions in Eel river;

Were severally read the second time, and

Ordered, To be engrossed for a third reading on to-morrow.

Bill, No. 276—To provide for a survey of a rail road from Rushville to the head of the White Water canal;

Was read the second time; and on the question, shall the bill be engrossed? it was decided in the negative.

Bill, No. 279—For the benefit of Christmas Dashny, in Parke county;

Was read the second time, and referred to the committee on the judiciary.

Bill, No. 278—To incorporate the Vincennes and Terre Haute rail road company; and

Bill, No. 280—To incorporate the Peru, Mexico, and Rochester rail road company;

Were severally read the second time, and referred to the committee on corporations.

Mr. Crume, from the select committee, to which was referred bill No. 230, providing for raising the salaries of witnesses and jurors, reported the same with one amendment; which was read.

Mr. Thornton moved to amend the amendment, by striking out "two dollars," as compensation to non-resident witnesses, and inserting "one dollar and fifty cents;"

And before any question was had thereon,

The House adjourned until to-morrow morning, 9 o'clock.

FRIDAY MORNING, January 27th, 1837.

The House met pursuant to adjournment.

On motion of Mr. Pepper,

The use of the Hall of the House of Representatives was tendered to the Rev. Mr. Kemper.

Mr. Berry presented the petition of Daniel Nesbit, and others, of Monroe county, praying for the location of a state road therein named;

Which was read and referred to the committee on roads.

Mr. Baird presented the petition of George W. Matthews, and others, praying for a state road therein named;

Which was read and referred to the committee on roads.

Mr. Long presented the petition of Jacob Baker, and others, praying for the location of a state road therein named;

Which was read and referred to the committee on roads.

Mr. Maxson presented the remonstrance of the citizens of Northern Indiana, against granting a rail road charter from Hudson, Indiana, in the direction of New Buffalo, in Michigan Territory;

Which was read and referred to the committee on corporations;

Mr. Gale presented the petition of D. C. Stephens, and others, praying for a state road therein named;

Which was read and referred to the committee on roads.

Mr. Thornton from the judiciary committee made the following report:

MR. SPEAKER:

The judiciary committee to which was committed the resolution of this House, instructing them to inquire into the expediency of amending the law subjecting real and personal property to execution, so as to make equitable titles to real estate, and choses in action subject to execution; together with the resolution of this House, instructing them to inquire what amendments, if any, are necessary to the act regulating the practice in chancery, approved Feb. 10, 1831, have according to order had the same under consideration, and have directed me to report a bill,

No. 317—To amend the act regulating the practice in chancery—approved Feb. 10, 1831.

The said bill was read the first time and passed to a second reading on to-morrow.

Mr. Hanna of M. from the committee on corporations, made the following report:

MR. SPEAKER:

The committee on corporations, to whom was referred the bill of this House, No. 304, entitled "a bill incorporating the Evansville

Trust Company," have had the same under consideration, and have directed me to report the same back to this House without amendment.

Mr. Dowling moved to amend the bill by striking out that part which authorizes the company to deal in bills of exchange.

And the ayes and noes being demanded thereon by Messrs. Dowling and Eckles,

Those who voted in the affirmative are,

Messrs. Briggs, Breeze, Brown of S. Brown of T. Burk, Burns, Crume, Dowling, Eckles, Elder, Gale, Hanna of M. Henderson, Hoobler, Huckleby, Lee of B. Lee of M. Lusk, Macey, Mahan, Matthews, Maxson, Nicholls, Pabody, Porter, Poscy, Powell, Riley, Rockbill, Sands, Steele, Talbott, Vandever, Watt, Williams, Wines of V. Wines of G. and W., and Winship—37.

Those who voted in the negative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Boon, Burton, Conner, Cook, Currey, Depauw, Evans, Ferguson, Gird, Hanna of C. Haymond, Hood, Howell, Hubbard, Jackson, Jones, Long, Longley, Mice, Marshall of Jack. McCarty of F. McIntire, McKinney, Morris, Myers, Odell, Owen, Puckett, Reeve, Rush, Stapp, Storm, Strain, Thornton, Vanmetre, Wright and Mr. Speaker—43.

So said motion was decided in the negative.

Mr. Dowling moved to amend by limiting the charter to twenty-five years;

Which motion did not prevail.

Said bill was then read a second time, and (the rules being dispensed with) considered as engrossed, read a third time and passed.

Ordered, that the Clerk carry it to the Senate and ask their concurrence therein.

Mr. Hanna of M. from the committee on corporations, to which was referred a bill of the Senate to incorporate the Wabash and Lafayette bridge company, reported the same without amendment;

Which was read the second and third times (the rules having been suspended) and passed.

Ordered, That the clerk inform the Senate thereof.

The House resumed the consideration of bill No. 230, to amend an act to regulate the fees and salaries of officers, and other persons therein named;

The question pending at the last adjournment, to-wit: on striking out "two dollars," and inserting "one dollar and fifty cents," as compensation to non-resident witnesses;

Was carried in the affirmative.

On motion of Mr. Hoobler,

The said bill was amended by allowing fifty cents per day to witnesses before justices of the peace.

Mr. Gird moved to amend by allowing associate judges, \$2 50 per day;

Which did not prevail.

Mr. Eckles moved to amend by providing that clerks and sheriffs may be allowed by the boards doing county business, for extra services, any sum not exceeding one dollar;

Which did not prevail.

The amendment reported by the select committee, as amended; Was read and concurred in.

On the question, Shall the bill be engrossed?

The ayes and noes being demanded by Messrs. Eckles and Storm,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Boon, Breeze, Brown of S., Brown of T., Burke, Conner, Cook, Crume, Cunningham, Currey, Depaw, Dowling, Elder, Evans, Ferguson, Gale, Gird, Graham, Hanna of C. Hanna of M. Haymond, Henderson, Hoobler, Hood, Howell, Hubbard, Huckleby, Jackson, Lee of B. Lee of M. Long, Longley, Lusk, Mace, Macy, Mahan, Matthews, Maxson, McCarty of P. & N. McIntire, McKinney, Miller, Morris, Newell, Nicholls, Odell, Owen, Pabody, Pepper, Porter, Posey, Reeve, Rockhill, Rush, Sands, Smith, Stapp, Steele, Strain, Talbott, Thornton, Vandever, Vanmetre, Watt, Williams Wines of V. Wines of G. and W. and Winship—72.

And those who voted in the negative are,

Messrs. Briggs, Burns, Burton, Eckles, McCarty of F., Puckett, Riley, Storm, Wright and Mr. Speaker—10.

So said bill was ordered to be engrossed;

When,

The rules were suspended, the bill considered as engrossed, read the third time and passed.

Ordered, That the clerk carry it to the Senate, and ask their concurrence.

The following report was made by Mr. Owen, from a select committee.

MR. SPEAKER:

The select committee to which was referred a bill providing for a geological survey of the state of Indiana, have instructed me to report the same back with one amendment, namely: to strike out the words "such annual salary as may be agreed upon by the executive and said geologist," and insert in lieu thereof, "an annual salary not exceeding fifteen hundred dollars and necessary expenses."

Mr. Vandever moved to strike out from the amendment the words "and necessary expenses;"

Which motion did not prevail.

The amendment reported from the select committee was then concurred in.

The said bill was read the second and third times (the rules having been dispensed with,) and

On the question "Shall said bill pass?"

The ayes and noes being demanded by Messrs Rush and Mahan,

Those who voted in the affirmative are,

Messrs. Baird, Bloomfield, Briggs, Brown of S. Brown of T. Burton, Conner, Cook, Dowling, Dunn, Eckles, Evans, Ferguson, Fitch, Gale, Gird, Graham, Guard, Hanna of C. Hanna of M. Haymond, Hoobler, Hood, Howell, Hubbard, Huckleby, James, Jones, Long, Longley, Mace, Macey, Marshall of Jeff. Maxson, McCarty of F. McCarty of P. and N. McIntire, Morris, Owen, Pabody, Pepper, Porter, Posey, Proffitt, Reeve, Rockhill, Sands, Stapp, Storm, Thornton, Vandever, Vanmetre, Wines of V. Winship and Wright—56.

Those who voted in the negative are,

Messrs. Armstrong, Bennett, Berry, Boone, Burns, Crume, Cunningham, Currey, Depauw, Elter, Henderson, Jackson, Lee of B. Lee of M., Lusk, Mahan, Marshall of Jack. Matthews, McKinney, Miller, Myers, Newell, Nicholls, Riley, Rush, Smith, Steele, Strain, Talbott, Walpole, Watt, Williams and Wines of G. and W.—33.

So said bill passed.

Ordered, That the clerk carry it to the Senate and ask their concurrence.

The joint committee on enrolled bills report, That they did this day present to His Excellency, the Governor, for his approval and signature, bills of the following titles, that originated in the House of Representatives, viz:

No. 11—an act changing the time of holding elections for township officers in the county of Warren.

No. 37—an act to incorporate the St. Joseph Manual Labor Institute.

No. 52—an act authorizing William McCartney, sen. and others, to cut a race from the head of Kankakee into the St. Joseph River.

No. 79—an act to incorporate the New Amsterdam manufacturing company.

No. 99—An act to incorporate the Williamsport, Warren county, bridge company.

No. 117—an act to amend the charter of the Vevay Seminary.

No. 124—an act to legalize the election of a probate judge in Kosciusko county.

No. 133—an act to appropriate a part of the three per cent. fund in the county of Orange.

No. 144—an act to incorporate the Brookville Insurance Company.

No. 152—an act appropriating so much of the three per cent. fund as is now due to Greene county.

No. 156—an act to relocate a part of the state road from Vincennes to Carlisle in Sullivan county.

No. 173—an act to change the name of the town of Danville to that of Fayetteville.

No. 175—an act to declare certain roads therein named state roads.

No. 179—an act declaring certain county roads in Owen county state roads.

Also, acts of the Senate of the following titles, viz:

An act to incorporate the Indiana Mutual Fire Insurance company.

An act for the formation of Pleasant run school district in Carroll county.

Mr. Walpole, from the joint committee on enrolled bills, reports—That they did on this day present to His Excellency, the Governor, for his approval and signature, the following bills:

No. 27—an act to amend an act entitled an act to provide for the commissioning of sheriffs and coroners, and to regulate their duties, approved January 7, 1824.

No. 209—an act to regulate the jurisdiction and duties of justices of the peace in the county of Hancock.

An act legalizing the sale of the south east quarter of section sixteen in congressional township, No. 14, in Shelby county.

No. 42—an act to incorporate the Carroll county seminary.

An act to locate a state road from Russellville, in Putnam county, to Blakesburgh in the county aforesaid.

The joint committee on enrolled bills report, That they have compared bills of the following titles that originated in the Senate, viz:

An act to change the name of Jamestown, in Henry county, to that of New Lisbon.

An act to amend an act entitled an act to establish a state road from Rome, Perry county, to Jasper in Dubois county, approved February, 1835, with the engrossed, and find the same truly enrolled.

Mr. Evans from the select committee to which was referred Bill No. 263—to increase the salaries of Treasurer of state, and other officers, reported the same with one amendment; providing an additional compensation of \$200 to circuit judges;

Which was read, and

On motion of Mr. Crume,

The said bill and pending amendment were laid on the table.

The Speaker laid before the House a report from the board of internal improvement, in answer to a call from this House;

Which was read and laid on the table.

Mr. Burton from the select committee on that subject, reported,

A bill No. 347—to amend an act entitled, an act to locate a state road from the mouth of Eel river in Green county, to Bowlinggreen in Clay county;

Which was twice read, (the rules having been dispensed with,) and referred to the committee on roads.

Mr. Wright from a select committee made the following report:

MR. SPEAKER:

The select committee to which was referred the several petitions of Philo Hosford and others, praying the location of a state road on and near the state line, from the national road, to the road leading from Lafayette to Chicago, near Sugar creek; the extension of a road, from Crawfordsville, by way of Lodi and Thomas's ferry to Lee's mills on Big Vermilion river, thence to Danville, Illinois; and also the construction of a canal or slack water navigation on the Vermilion river to some point on the Wabash river, have had the several subjects under their consideration, and have directed me to report that it is inexpedient to legislate upon those subjects at this time;

Which was read and concurred in.

Mr. Burns from the same select committee made the following counter report:

MR. SPEAKER:

The undersigned on behalf of the minority of the select committee to which was referred the several petitions of Philo Hosford and others, praying the location of a state road on and near the state line, from the national road to the road leading from Lafayette to Chicago near Sugar creek; the extension of a road from Crawfordsville by way of Lodi and Thomas's ferry to Lee's mills on Big Vermilion river, thence to Danville, Illinois; and also, the construction of a canal or slack water navigation on the Vermilion river, to some suitable point on the Wabash river, respectfully asks leave to make the following counter report:

The undersigned would however state in the first place, that this report is made with due deference to the opinions entertained by the majority of said committee. The undersigned doubts not that their opinions were influenced by principles and circumstances which to them seemed perfectly reconcilable. Their decision on the first prayer of the petitioners, rested upon the belief, that the number of signers to the several petitions, was wholly insufficient to justify the committee in reporting a bill consonant with the prayer of the petitioners. To this the undersigned would respectfully ask leave to say that the several petitions on that subject, were addressed to the Legislatures of the states of Indiana and Illinois, and sent to various places in the counties of Vermilion, Park, Mountain and Montgomery in Indiana, and the counties of Vermilion and Edgar in the state of Illinois; with the request that those in whose hands the petitions might fall, would obtain to such petitions, a convenient number of signers, and immediately send said petitions to the Legislature of one or the other of those states; by this means, an overwhelming majority of said pe-

titions have been forwarded to the Legislature of the state of Illinois. Other reasons for this deficiency, as to the number of signers to said petitions, are the inclemency of the season, added to the want of the very roads prayed for, to enable persons most interested to visit those sections of country most interested with such petitions; such sir, has been the inclemency of the winter and the badness of the roads, that the most persevering would find it wholly impossible and impracticable to circulate the petitions generally where they would find most favor.

The road with the state line is one of immense importance, connecting as it does two of the most important thoroughfares in either of those states; passing as it does, or would if located, through the most rich, fertile and densely populated country west of the Wabash river; and the density of population through which this road would run, must ever render it wholly unnecessary that any appropriations by the state should be asked for to improve or open the road.

As much, ay, even more, may be said in favor of the extension asked for from Crawfordsville by way of Lodi &c., to the town of Danville in the state of Illinois.

It will be remembered that the flourishing town of Crawfordsville is the point of concentration for two of the most important rail roads in the state of Indiana, and with a county of surpassing agricultural interest, is wholly unprovided with an outlet to the great Wabash river through the southern settlements of her territory. It will also be remembered that the town of Danville, Illinois, has not (as to beauty of situation, or rapid progress of improvement, and agricultural and commercial advantages,) a superior in that state. This town, is also the concentrating point of two important rail roads. This road, if established, would afford to the people on the route a line of mail stages between those two important towns; accommodating as it would on its way the flourishing towns of Jacksonville, Gilderoy, Lodi, Springfield, and Eugene; and on its way would pass through a country of land, justly denominated the garden spot of Indiana, densely populated by a people marked for their industry, energy, economy, wealth, enterprise and intelligence. Then one word in support of improving the navigation of Big Vermilion river by canal or slack water. It is a matter no less notorious than true, that no stream in the state is more susceptible of improvement than that one, and no stream which if improved, could so much add to the commercial advantage of a country, so very deserving of such advantages; nor could any work in proportion to its cost in this state, yield to it a better revenue. Besides this, it would tend to consummate one of the manifold claims which that community has upon this Legislature. I say it would tend to conciliate the feelings of an oppressed people, whose groans in a feeble manner, have been expressed upon this floor during the present session; a feeling which has driven that intelligent community to the desperate crisis at which they have been heard to declare that their present oppression, caused by partial legislation, is too greivous to be borne; and that true patriotism dictates the prompt resistance of any measure which goes to tax that people directly for the support and promotion

of blessings wholly unenjoyed by them, and to the enjoyment or participation in the enjoyment of which they have the most superlative claims.

The undersigned desires not to be understood as speaking the sentiments of a mad, ignorant, stubborn, rebellious or cowardly people, but of those who seldom say that in the heat of excitement, which they would feel disposed in moments of cooler reflection to withdraw.

No! That voice comes from the strongest heads and stoutest hearts with which that community is blest, and from those whose moral courage will never be found inadequate to the resistance of unjust oppression. •

And before submitting this report to the journals of the House, the undersigned will take the liberty to say, that the report of the majority was in some degree influenced by the action of the House on similar subjects during the present session. The petitions of thousands, praying a branch of the Jeffersonville and Crawfordsville rail or macadamized turnpike road, through the counties of Parke and Vermilion, have been so unceremoniously hurled over board by the House, that this committee had but little reason to hope, that a report favorable to the prayer of the petitioners would find favor in the House. From this view of the subject, no matter how inexpedient it might be to legislate upon the several subjects; it would at this late hour seem inexpedient to report a bill, the fate of which must be sudden death.

But if the signs of the present times be a fair index of those which are to follow, the claims of that people cannot for many years be disregarded or neglected; their strong arms and stout hearts are the remedies which one day will redress the wrongs, against which their representatives have been guarding for the last two years in the halls.

LEWIS BURNS.

Mr. Evans introduced a bill No. 348—to confirm the re-survey of the town of Attica in Fountain county;

Mr. Eckles introduced a bill No. 349—providing for a survey of a rail or macadamized road from Bloomington, *via*. Spencer and the great falls of Eel river to Greencastle;

Which were severally read the first time and passed to a second reading on to-morrow.

Mr. Watt from a select committee made the following report:

MR. SPEAKER:

The select committee to which was referred a petition of sundry citizens of Union county, regarding the appropriation of a certain portion of the three per cent fund of said county, to the building of a bridge over the East Fork of White Water, have instructed me to report a bill

No. 250—to provide for the construction of a bridge over the East Fork of White Water river at Brownsville.

Which was read the first time and passed to a second reading on to-morrow.

Mr. McCarty of P. & N. from the select committee to which was referred a bill, No. 184 and accompanying amendment, reported the same without any additional amendment.

The said bill was read the second time,

And on the question 'Shall the bill be engrossed?'

The ayes and noes being demanded by Messrs. Dowling and Jones,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Boone, Brown of T. Burk, Conner, Cook, Depaw, Duon, Eckel, Elder, Ferguson, Fitch, Gale, Gird, Hanna of C. Hanna of M. Henderson, Hoobler, Hoott, Hubbard, Jackson, James, Lee of M. Long, Longley, Luk, Marc, Maxson, McCarty of F. McCarty of P. & N. McIntire, Myers, Newell, Owen, Pabody, Pepper, Porter, Puckett, Reeve, Rockhill, Smith, Stapp, Thornton, Wines of G. & W. Winship and Wright—47.

And those who voted in the negative are,

Messrs. Armstrong, Berry, Briggs, Breeze, Brown of S., Burton, Crume, Dowling, Graham, Haymond, Howell, Huckleby, Jones, Lee of B. Macey, Mahan, Marshall of J. F. Matthews, McKinney, Miller, Nicholls, Odell, Posey, Proffitt, Rush, Sands, Steele, Storm, Strain, Talbott, Vandever, Vanmetre, Walpole, Watt, Williams and Wines of V—36.

So said bill was ordered to be engrossed for a third reading on tomorrow.

A message from the Senate by Mr. Test their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have concurred in all the amendments of the House, to the engrossed bill of the Senate entitled, an act incorporating congressional townships and providing for public schools therein, except the 2nd, and in that they refuse to concur.

Mr. Baird moved that the House insist on their amendment;

Which motion did not prevail.

On motion of Mr. Porter,

The House receded from their said amendment.

Ordered, That the Clerk inform the Senate thereof.

The following message was received from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER,

I am instructed by the Senate to inform the House of Representatives, that they have passed engrossed bills of the House entitled as follows, to-wit:

No. 217—an act permanently fixing the line between the counties of Jefferson and Clark;

No. 110—an act to amend the act to incorporate the town of Indianapolis;

No. 129—an act to authorize Daniel A. Rawlins to sell certain real estate therein named;

Each without amendment.

They have also passed engrossed bills of the Senate entitled as follows, viz:

An act to relocate part of the state road from Noblesville to Andersontown;

An act to incorporate the Eel river steam mill company;

An act to locate a state road from Hathaways mill in Pike county, to intersect the state road leading from Petersburg in Pike county, to Washington in Daviess county;

An act to provide for a state road therein named;

An act to authorize the location of a state road from Rochester in Fulton county to Monticello in White county;

In all of which bills of the Senate the concurrence of the House is requested.

Bill of the Senate to re-locate part of the state road from Noblesville to Andersontown;

Bill of the Senate to incorporate the Eel river steam mill company;

Bill of the Senate to locate a state road from Hathaway's mill in Pike county, to Washington in Daviess county;

Bill of the Senate to locate a state road therein named; and

Bill of the Senate to authorize the location of a state road from Rochester to Monticello;

Were severally read the first time and passed to a second reading on to-morrow.

A message from the Senate by Mr. Dunning, a member:

MR. SPEAKER,

I am directed by the Senate to inform the House of Representatives, that the Senate has passed a bill of the House entitled as follows, to-wit:

No. 3—an act providing for the mode of electing U. S. Senator, and for other purposes, without amendment.

A message from the Senate by Mr. Test their principal Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives, that they have passed an engrossed bill thereof entitled as follows:

An act to locate a state road therein named;

In which the concurrence of the House is requested.

The bill of the Senate entitled, an act to locate a state road therein named;

Was read the first time and passed to a second reading on to-morrow. And then the House adjourned till 2 o'clock, P. M.

2 o'clock, P. M.

The House met.

On motion of Mr. Owen,

Resolved, That during the remainder of the session, this House will meet at half past eight in the morning, and at half past one in the afternoon, except when it decides otherwise at the time of adjournment; and that the Speaker adjourn the morning sessions of the House, hereafter at precisely 12 o'clock.

Bill No. 337—to incorporate the town of Bethlehem;

Bill No. 343—to incorporate the Indianapolis, Lebanon and Lafayette Turnpike Company;

Bill No. 249—to authorize William McIlvain to build a mill dam across White river;

Bill No. 251—to change the name of the town of Maukport;

Bill No. 252—to amend an act to vacate the town of North Hampton;

Bill No. 254—to authorize the road commissioner of Fulton county, to loan the three per cent. fund of said county;

Bill No. 256—to locate a state road from Hope to Columbus in Bartholomew county;

Bill No. 255—to locate part of the Richmond and Fort Wayne state road;

Bill No. 258—appropriating the three per cent. fund in Dearborn county,

Bill No. 259—to repeal the 20th section of the act regulating the mode of doing county business, so far as relates to Sullivan county;

Bill No. 261—to locate a state road from Portland on the national road, to the Michigan road in Shelby county; and

Bill No. 262—to drain the swamps and low lands north east of Indianapolis;

Were severally read the third time and passed.

Ordered, That the clerk carry them to the Senate and ask their concurrence.

The joint resolution of the Senate, on the subject of the public lands suspended from sale on the Wabash and Erie canal;

Was read the third time and passed.

Ordered, that the Clerk inform the Senate thereof.

Bill No. 274—to amend an act to incorporate the Wabash and Michigan rail road company;

Was read the third time.

Mr. McCarty of P. & N. moved to recommit the bill to a select committee, with instructions to strike out the word 'and' after 'Tippecanoe county,' and insert after 'White county,' Valparaiso in Porter county;

Which motion did not prevail,
And on the question, 'Shall the bill pass?'
It was carried in the affirmative.

Ordered, That the clerk carry it to the Senate and ask their concurrence.

Bill No. 266—declaring Yellow river a public highway;

Bill No. 267—to authorize the mutual exchange of certain school funds between Eel and Noble townships in Cass county;

Bill No. 268—to vacate a part of two certain state roads therein named; and to relocate part of another state road in Vermillion county;

Bill No. 270—to amend an act to incorporate the *Wayne* and Union turnpike company; and to incorporate the *Richmond* and *Muncey*-town turnpike company.

Bill No. 271—authorizing the re-location of a certain state road in Hancock county.

Bill No. 272—declaring certain roads therein named, state roads; and

Bill No. 275—repealing part of an act providing for the removal of obstructions to the navigation of Eel River;

Were severally read the third times and passed.

Ordered, That the Clerk carry them to the Senate and ask their concurrence.

A message from the Senate by Mr. Test, their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed engrossed bills of the House, entitled as follows, viz:

No. 195—An act authorising Paul McCoon, William Avery, and E. F. Call, to build a dam across the Wabash river.

No. 163—an act to amend the act entitled 'an act for the regulation of the State Prison.'

No. 198—an act to incorporate the Porter county seminary.

No. 192—an act to extend the jurisdiction and powers of the President and Trustees of the town of Vernon, in the county of Jennings.

No. 219—an act to amend an act entitled an act, to regulate the mode of doing county business, approved Feb. 7, 1835.

No. 120—an act to encourage the apprehension of horse thieves, and other fugitives from justice in the county of Washington.

The two first with amendments, in which the concurrence of the House is requested; the other without amendment.

Also, they have passed engrossed bills of the Senate, entitled as follows, viz:

An act declaring Banbango creek a public highway.

An act to change the direction of the Michigan road on section No. 32, of said road, situated in Fulton county.

An act for the relief of Seth Cushman, former Collector of Sullivan county.

An act to authorize Andrew Weymire to build a mill dam at Barren's Island in the *Wabash* river.

An act to incorporate the Mount Vernon Insurance Company.

In all of which engrossed bills of the Senate the concurrence of the House is requested.

The amendments made by the Senate to bill No. 195, authorizing Paul McCoon, William Avery, and E. F. Hall, to build a dam across the *Wabash* river; and

Bill No. 163—to amend the act entitled, “an act for the regulation of the State Prison;

Were severally read and concurred in.

Ordered, That the clerk inform the Senate thereof.

The bill of the Senate declaring Banbango creek a public highway; *Was* read the first time and passed to a second reading on tomorrow.

Bill of the Senate to change the direction of the Michigan road, on section No. 32, of said road, in Fulton county;

Was read the first, second, and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk inform the Senate thereof.

Bill of the Senate, for the relief of Seth Cushman, former collector of Sullivan county;

Was twice read (the rules having been dispensed with) and referred to a select committee of Messrs. Briggs and Brown of S.

Bill of the Senate, to authorize Andrew Weymire to build a dam at Barren's Island on the *Wabash* river;

Was read the first time and passed to a second reading on tomorrow.

Bill of the Senate, to incorporate the Mount Vernon Insurance Company;

Was twice read (the rules having been dispensed with) and referred to the committee on corporations.

On motion of Mr. Stapp.

Bill No. 291, to secure to married women a portion of property in certain cases;

Was read the second time and referred to the committee on the judiciary.

On motion of Mr. Owen,

Bill No. 239, to amend an act to establish a state library;

Was read the second time, and referred to a select committee of Messrs. Owen, Morris and Stapp.

Bill No. 231, to authorize N. Davis, and others, to cut a race in Lake county;

Was read the second time and referred to the committee on the judiciary.

Bill No. 282, relative to the Tippecanoe Battle Ground;

Was read the second time; and

Ordered, To be engrossed for a third reading on to-morrow.

On motion of Mr. Evans,

The rules were dispensed with, and the vote taken on the passage

of bill No. 112, supplemental to an act to provide for a general system of internal improvements;

Was re-considered.

The said bill was then referred to a select committee of Messrs. Evans, Crume, and Eckles, with instructions.

Bill No. 283—to locate a state road from Rossville, in Clinton county, to Americus, in Tippecanoe county; and

Bill No. 284, making general appropriations for the year 1837;

Were severally read the second time, and

Ordered, To be engrossed for a third reading.

Bill No. 285—making specific appropriations for the year 1837;

Was read the second time and committed to a committee of the whole House for to-morrow.

Bill No. 286—to amend an act to provide for an equitable mode of levying the taxes of this State;

Was read the second time, and committed to a committee of the whole House, and made the order of the day for Monday next.

Leave of absence was granted to Mr. McCarty of F.

Joint resolution, No. 293, respecting Blackford's Reports;

Was read a second and third times, (the rules having been dispensed with) and passed.

Ordered, That the clerk carry it to the Senate and ask their concurrence.

Bill of the Senate, to authorise a change in the location of certain state roads therein named;

Was read a second and third times, (the rules having been dispensed with) and passed.

Ordered, That the clerk inform the Senate thereof.

Bill of the Senate, to locate a state road from Cambridge to Fort Wayne;

Was read the second time and referred to a select committee of Messrs. Puckett, Hubbard and Vanmetre.

Joint resolution of the Senate in relation to pre-emption and pre-emption floats

Was read the second time; and on the question "Shall the bill be engrossed?"

The ayes and noes being demanded by Messrs. Rush and Boone,

Those who voted in the affirmative are,

Messrs. Baird, Bloomfield, Brown of T. Burk, Conner, Cook, Crume, Curry, Elder, Evans, Graham, Hanna of M. Haymond, Henderson, Hood, Hubbard, Jack-on, James, Lee of M. Long, Longley, Macey, Marshall of Jeff. M. McCarty of F. McCarty of P. and N. McIntire, Miller, Morris, Myers, Newell, Odell, Puckett, Reeve, Riley, Rockhill, Stapp, Storm, Thornton, Watt, Williams, Wines of G. and W. Winship and Mr. Speaker—43.

Those who voted in the negative are,

Messrs. Armstrong, Boone, Briggs, Breeze, Brown of S. Burns, Burton, Cunningham, Dowling, Gird, Guard, Hanna of C. Hoobler, Howell, Lusk, Mahan, Nicholls, Owen, Pabody, Powell, Rush, Sands, Smith, Talbott, Vanmetre, Walpole, and Williams—27.

So said bill was ordered to be engrossed for a third reading.

Mr. Evans, from the select committee to which was referred bill No. 30, supplemental to an act to provide for a general system of internal improvement, reported the same with one amendment;

Which was read and concurred in.

Said bill was then read a third time and passed.

Ordered, That the clerk carry it to the Senate and ask their concurrence.

Bill No. 297, to change the mode of doing county business in Boone county; and

Bill No. 298, to incorporate the Brownstown Insurance Company;

Were severally read the second time, and ordered to be engrossed for a third reading.

Joint resolution, No. 289, providing for the election of a public printer to each House of the General Assembly;

Was read the second and third times (the rules having been suspended) and passed.

Ordered, That the clerk carry it to the Senate, and ask their concurrence.

Bill No. 294—to legalize the appointment of an assessor in Vigo county, and to authorize the board doing county business to hold a special session;

Was read the second and third times (the rules having been dispensed with) and passed.

Ordered, that the Clerk carry it to the Senate and ask their concurrence therein.

Mr. Bennett introduced a bill, No. 351, supplemental to an act providing for the apportionment of Senators and Representatives;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Morris introduced a bill to amend "an act subjecting real and personal property to execution;

Which was twice read (the rules having been dispensed with) and referred to the committee on the judiciary.

Mr. Hubbard introduced a bill, No. 253, to amend an act regulating the fees and salaries of certain officers therein named;

Which was read the first time and passed to a second reading on to-morrow.

And then the House adjourned till to-morrow morning, half past 8 o'clock.

SATURDAY MORNING, Jan. 28th, 1837, }
Half past 8 o'clock. }

The House met pursuant to adjournment.

Mr. Long presented the petition of Aaron M. Perine and others, praying the passage of a law to authorise a survey of a canal route from Fort Wayne to Lake Michigan;

Which was read, and referred to the committee on canals and internal improvements.

Mr. Dunn presented the petition of Warren Tebbs and others, praying a change in the location of the White Water canal;

Which was read, and referred to a select committee of Messrs. Dunn, Guard, Haymond, Crume, and Hubbard.

Mr. Stapp made the following report:

MR. SPEAKER:

The judiciary committee to which was referred the bill for the benefit of Christmas Dashny, of the county of Parke, and a resolution to inquire into the expediency of taking and recording mortgages of personal property similar to the system of New-York on that subject, have had the same under their consideration, and have instructed me to report that it is inexpedient to legislate on either of the above subjects, and ask for the indefinite postponement of the first, and to be discharged from the further consideration of the last named subject;

Which was read and concurred in.

Mr. Burton, from the committee on canals and internal improvements, to which was referred the petition of Jesse McIntire and others, praying for the construction of a Macadamized road from Madison to Terre Haute, reported

A bill, No. 251—Supplemental to an act to provide for a general system of internal improvements;

Which was read the first time, and passed to a second reading on Monday next.

Mr. Evans, from the committee on canals and internal improvements, to which was referred a bill of the Senate to amend an act to incorporate the Perryville and Danville rail road company, reported the same without amendment;

Which was read the third time and passed.

Ordered, That the Clerk inform the Senate thereof.

Mr. Hanna of M. from the committee on corporations, made the following report:

MR. SPEAKER:

The committee on corporations to which was committed the bill of the Senate to incorporate the New Albany Hotel company, has, according to order, had the same under consideration, and has directed me to report the same without amendment; and,

On motion of Mr. Thornton,

The rules of the House were dispensed with, and the said bill was read a third time and passed.

Ordered, That the Clerk inform the Senate thereof.

Mr. Mace, from the committee on corporations, to which was referred a bill, No. 265, to incorporate the Fountain county Insurance company—the Williamsport, Warren county, Insurance company, and the Rockville, Parke county, Insurance company; reported the same without amendment;

Which was read the second time.

Mr. Dowling moved to amend the bill, by striking out so much as authorises the companies to deal in bills of exchange;

Which motion did not prevail.

The said bill was then read the third time, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the senate, and ask their concurrence.

Mr. Hanna of M. from the committee on corporations to which was referred a bill, No. 280, to incorporate the Peru, Mexico, and Rochester turnpike company, reported the same without amendment;

Which was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Mr. Walpole, from the committee on enrolled bills, reports:—That they did this day present to his Excellency, the Governor, for his approval and signature, bills of the following titles, which originated in the Senate, viz:

An act to change the name of Jamestown, in Henry county, to that of New Lisbon;

An act to amend an act entitled, an act to establish a state road from Rome, Perry county, to Jasper, in Dubois county, approved Feb. 1835.

Mr. Winship from the joint committee on enrolled bills, reports:—That they have compared the enrolled with the engrossed bills of the House of Representatives, of the following titles, to wit:

No. 227—An act to locate a bridge and relocate a part of a certain state road, in the county of Vermilion.

No. 234—An act to incorporate the New Albany Guards.

No. 206—An act to relocate a part of the New Castle and Lafayette state road, in the counties of Clinton and Tiptecanoe.

No. 203—An act to legalize the proceedings of the board of Trustees of the Salem Presbyterian congregation.

No. 3—An act providing for the mode of electing United States Senators, and for other purposes.

No. 171—An act to legalize the proceedings of the Trustees of town 6, range 1 west, in Dearborn county;

No. 110—An act to amend the act to incorporate the town of Indianapolis.

No. 130—An act to vacate a part of the Indianapolis, Centreville, and Richmond state road.

No. 204—An act amendatory of an act entitled, an act incorporating the Carlisle school district;

No. 210—An act to amend an act entitled, an act to incorporate the town of Terre Haute, approved Feb. 1, 1833.

No. 166—An act to legalize the proceedings of the Trustees of the Presbyterian church in Greensburg, in Decatur county.

No. 205—An act to repeal an act to relocate a part of the state road leading from Martinsville, in Morgan county, to Danville, in Hendricks county.

No. 228—An act to legalize the proceedings of the Board of Commissioners of Warrick county, at their January term, 1837.

No. 211—An act to repeal so much of the act amendatory to the several acts, regulating the jurisdiction and duties of Justices of the peace, in the several counties therein named, approved Feb. 7th, 1835, as relates to the county of Vermilion.

And find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry them to the Senate, for the signature of their President.

Mr. Hanna of *M.* from the committee on corporations to which was referred a bill of the Senate, to incorporate the Delphi Insurance company, reported the same without amendment;

Which was read the second time.

Mr. Dowling moved to amend the bill, by striking out so much as authorises the company to deal in bills of exchange;

Which motion did not prevail.

The rules were then dispensed with, and said bill read the third time, and passed.

Ordered, That the Clerk inform the Senate thereof.

Mr. Briggs made the following report:

MR. SPEAKER,

The committee on corporations to which was referred bill, No. 181, to incorporate the Vincennes and Terre Haute turnpike company, have had the same under consideration, and have directed me to report the same with two amendments.

The amendments were read and concurred in; and

The bill read the second time, and ordered to be engrossed for a third reading.

On motion of Mr. Storm,

The select committee to which was referred a bill to incorporate the Bloomfield and White river Insurance company, was discharged.

The said bill was then read the second and third times, (the rules having been dispensed with,) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Mr. Owen made the following report:

The select committee to which was referred a bill to amend an act to establish a State Library, has instructed me to report the same with one amendment—namely:

In section 2, after the words “said Library,” strike out the words “whose duty it shall be,” and insert the words—“said selection to be chiefly of standard or valuable works on history and the sciences. And it shall be the duty of the Librarian,”

Which amendment was read and concurred in.

Mr. Crume moved to strike out “three hundred dollars,” and insert “one hundred dollars,” in lieu thereof.

A division of the question being called for, to wit: on striking out;

And the ayes and noes being demanded by Messrs. Eckles and Burton,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Bennett, Berry, Boon, Breeze, Burk, Burns, Burton, Conner, Crume, Cunningham, Curry, Gird, Graham, Hanna of C. Hoobler, Howell, Huckleby, Jackson, Lee of B. Lee of M. Long, Longley, Lusk, Mahan, Matthews, McCarty of F. McIntire, McKinney, Nicholls, Posey, Powell, Reeve, Riley, Rush, Smith, Steele, Strain, Talbott, Vandever, Vanmetre, Walpole, Watt, Williams, Wines of V. Winship, Zenor, and Mr. Speaker—49.

And those who voted in the negative are,

Messrs. Bloomfield, Briggs, Brown of S. Brown of T. Cook, Dowling, Dunn, Eckles, Evans, Ferguson, Fitch, Gale, Hanna of M. Haymond, Henderson, Hood, Hubbard, Mace, Macey, Marshall of Jefferson, Maxson, Newell, Odell, Pabody, Porter, Proffitt, Puckett, Rockhill, Sands, Stapp, Thornton, and Winship—33.

So said motion to strike out prevailed.

Mr. Evans moved to fill the blank with \$200.

Mr. Eckles moved to fill it with \$500;

When,

On motion of Mr. Vandever,

The bill and pending amendments were laid on the table.

The following message was received from the Governor, by Mr. Maguire, his private secretary:

MR. SPEAKER:

The Governor has approved and signed acts and a joint resolution, entitled as follows, viz:

An act to regulate the jurisdiction and duties of Justices of the peace, in Hancock county.

An act legalizing the sale of the south-east quarter of section sixteen, in congressional township No. 14, in Shelby county.

An act to incorporate the Carroll county Seminary.

An act to locate a state road from Russellville, in Putnam county, to Blakesburgh, in the county aforesaid.

An act to amend an act entitled, an act to provide for the commissioning of sheriffs and coroners, approved January 7th, 1824.

An act for the formation of Pleasant Run school district, in Carroll county.

An act appropriating the 3 per cent. fund in Orange county.

And a joint resolution relative to the appointment of a Commissioner to adjust the boundary line between the states of Ohio and Indiana.

On motion of Mr. McCarty of F.

The select committee to which was referred a bill of the Senate, to incorporate the Laurel Savings Institution and Insurance company, were discharged from the consideration of that subject.

The said bill was then read the second time;

Mr. Briggs moved to strike from said bill all that relates to Insurance; Which motion did not prevail.

Mr. Dowling moved to strike out the 11th section of the bill; Which motion did not prevail.

The bill was then ordered to be engrossed for a third reading on Monday next.

Mr. Hubbard, from the select committee, to which was referred a bill, No. —, providing for the location of a state road from Cambridge city, in Wayne county, to Fort Wayne, in Allen county, reported the same with one amendment;

Which was read and concurred in.

The said bill was then read the second time, and

Ordered, To be engrossed for a third reading on Monday next.

Mr. Briggs made the following report:

MR. SPEAKER,

The select committee to which was referred bill of the Senate, for the relief of Seth Cushman, former Collector of Sullivan county, have had the same under consideration, and have directed me to report the same to the House without amendment.

The said bill was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk inform the Senate thereof.

Mr. Longley made the following report:

MR. SPEAKER,

The select committee to which was referred a petition from sundry citizens, asking for an appropriation to open a state road leading from Greenfield, in Hancock county, to Lebanon, in Boon county, have had the subject under consideration, and have directed me to report it inexpedient to legislate on that subject;

Which was read and concurred in.

Mr. Thornton, from the select committee on that subject, made the following report:

MR. SPEAKER,

The select committee to which was committed the joint resolution and memorial of the Senate, No. 80, on the subject of the surplus revenue, has, according to order, had the same under consideration, and has directed me to report the same with sundry amendments, and ask the concurrence of the House therein.

The said amendments were read and concurred in; and

The joint resolution, as amended, read the second time, and

Ordered, To be engrossed for a third reading on Monday next.

On motion of Mr. Fitch,

The use of the Hall was tendered to Bishop Kemper, on to-morrow.

On motion of Mr. Thornton,

Resolved. That the committee on claims be instructed to report—to be placed in the specific appropriation bill—a suitable allowance to the Hon. John Dumont, for his services as commissioner to revise the school laws, authorized by a joint resolution of the last General Assembly.

Mr. Maxson offered the following resolution:

Resolved, That the committee of ways and means be instructed to inquire into the expediency of providing by law for the establishment of a State Board of Equalization, for the purpose of equalizing taxation throughout the state;

Which was not adopted.

Mr. Wright offered the following resolution:

Resolved, That the committee on canals and internal improvements be instructed to inquire into the expediency of reporting to this House a bill, setting apart a further sum for the improvement of the Wabash rapids, in conjunction with the appropriation about to be set apart by the state of Illinois;

Which was not adopted.

Mr. Lee of B. introduced

A bill, No. 355—To incorporate the Columbus Savings Institution;

Which was twice read, (the rules having been dispensed with) and referred to the committee on corporations.

Mr. Talbott introduced

A bill, No. 356—To amend an act to provide for a general system of internal improvements;

Which was read the first time;

When,

Mr. Crume moved to reject it;

And the ayes and noes being demanded thereon, by Messrs. Eckles and Proffitt,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Bennett, Berry, Bloomfield, Boon, Briggs,

Breeze, Brown of S. Burk, Conner, Cook, Crume, Cunningham, Curry, Dowling, Evans, Ferguson, Fitch, Gale, Gird, Graham, Hanna of C. Haymond, Henderson, Hoobler, Hood, Howell, Hubbard, Jackson, James, Jones, Lee of B. Lee of M. Long, Mace, Macey, Mahan, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McIntire, McKinney, Miller, Morris, Odell, Pabody, Porter, Powell, Proffitt, Reeve, Riley, Rockhill. Rush, Smith, Stapp, Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Watt, Wines of V. and Mr. Speaker—67.

And those who voted in the negative are,

Messrs. Burns, Burton, Eckles, Hanna of M. Huckleby, Longley, Lusk, Nicholls, Owen, Pepper, Posey, Williams, Winship, and Wright—14.

And so said bill was rejected.

And then the House adjourned until half past 1 o'clock, P. M.

Half past 1 o'clock, P. M.

The House met.

Leave of absence was granted Messrs. Hanna of C. and Mace, for the remainder of the session.

Bill, No. 184—To extend the Erie and Michigan canal;

Was read the third time; and,

On the question, shall the bill pass?

The ayes and noes being demanded by Messrs. Vandever and Maxson,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Bennett, Bloomfield, Brown of T. Burk, Burns, Conner, Cook, Eckles, Evans, Ferguson, Fitch, Gale, Guard, Hanna of C. Hanna of M. Henderson, Hood, Hubbard, Huckleby, Jackson, James, Lee of M. Longley, Lusk, Mace, Matthews, Maxson, McCarty of F. McCarty of P. & N. Morris, Newell, Owen, Pabody, Pepper, Porter, Posey, Proffitt, Rockhill, Sands, Smith, Stapp, Thornton, Walpole, Winship, Wright, and Zenor—48.

And those who voted in the negative are,

Messrs. Berry, Briggs, Breeze, Brown of S. Burton, Crume, Dowling, Gird, Graham, Haymond, Hoobler, Howell, Jones, Lee of B. Mahan, McIntire, McKinney, Miller, Myers, Nicholls, Odell, Powell, Reeve, Riley, Rush, Steele, Talbott, Vandever, Vanmetre, Watt, Williams, Wines of V. and Mr. Speaker—32.

So said bill passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Bill, No. 298—To incorporate the Brownstown Insurance company; and

Bill, No. 297—To change the mode of doing county business in Boon county;

Were severally read the third time, and passed.

Ordered, That the Clerk carry them to the Senate, and ask their concurrence.

The joint resolution of the Senate, in relation to pre-emption and pre-emption floats,

Was read the third time; and,

On the question, shall the joint resolution pass?

It was decided in the negative.

Bill, No. 284—Making general appropriations for the year 1837;

Bill, No. 283—To locate a state road from Rossville, in Clinton county, to Americus, in Tippecanoe county;

Bill, No. 282—Relative to the Tippecanoe battle ground; and

Bill, No. 350—

Were severally read the third time, and passed.

Ordered, That the Clerk carry them to the Senate, and ask their concurrence.

On motion of Mr. Burk,

Bill of the Senate, No. 29, to organize Wells county;

Was taken from the table, read the second and third times, and passed.

Ordered, That the Clerk inform the Senate thereof.

Bill, No. 353—To amend the act regulating the fees and salaries of several officers and persons therein named;

Was read the second time.

Mr. Vandever moved to strike out so much as gives to Clerks of the Supreme Court 25 cents for issuing fee-bills;

Which motion did not prevail.

The rules were then dispensed with, the said bill read a third time; and,

On the question, shall the bill pass?

The ayes and noes being demanded by Messrs. Burton and Burns,

Those who voted in the affirmative are,

Messrs. Baird, Bennett, Bloomfield, Briggs, Brown of S. Brown of T. Burk, Conner, Cook, Curry, Dowling, Evans, Fitch, Gale, Gird, Graham, Guard, Haymond, Henderson, Hoobler, Hood, Howell, Hubbard, Huckleby, Jackson, Long, Longley, Mace, Matthews, McCarty of F. McCarty of P. & N. Morris, Nicholls, Pabody, Porter, Posey, Proffitt, Puckett, Reeve, Rockhill, Rush, Smith, Stapp, Talbott, Thornton, Wines of V. Winship, Wright, Zenor, and Mr. Speaker—50.

And those who voted in the negative are,

Messrs. Armstrong, Berry, Boon, Breeze, Burns, Burton, Cunningham, Jones, Lee of B. Lee of M. Lusk, Mahan, McIntire, McKinney,

Miller, Myers, Newell, Riley, Sands, Storm, Strain, Vandever, Walpole, and Williams—24.

So said bill passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

A message from the Senate, by Mr. Ewing, a member:

MR. SPEAKER:

I am instructed to inform the House of Representatives, that the Senate has passed a bill of the Senate entitled, an act to provide for the construction of a lock in the first dam near Delphi, in which the concurrence of the House of Representatives is requested.

Bill, of the Senate, to provide for a lock in the pool dam near Delphi;

Was read the first, second, and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Mr. Mace, having obtained leave, introduced

A bill, No. 357—To increase the salaries of Treasurer of State, and other officers;

Which was read the first time; and,

On motion of Mr. Vandever,

Said bill was rejected.

Bill, No. 279—To establish a state road;

Was read the second time; and

Ordered, To be engrossed for a third reading on Monday next.

Bill, No. 279—To amend an act regulating the admission of practising Attorneys and Counsellors at law;

Was read the second time, and referred to the committee on the judiciary.

Bill, No. 300—To repeal part of an act regulating the practice in suits at law;

Was read the second time; and

Laid on the table.

Bill, No. 302—To extend the provisions of the 6th section of the act providing for a general system of internal improvement;

Was read the second time, and

Laid on the table.

Bill, No. 303—Declaring the county road from Centreville to Milton, a state road;

Bill, No. 305—Declaring a certain county road, in Vermilion county, a state road;

Bill, No. 306—Attaching the county of Newton to Porter county, for judicial purposes; and

Bill, 307—To relocate a state road in Hancock county;

Were severally read the second time, and

Ordered, To be engrossed for a third reading on Monday next.

Bill, No. 308—To amend an act providing means for the Wabash and Erie canal; and

Bill, No. 310—To locate a certain state road therein named;

Were severally read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry them to the Senate, and ask their concurrence.

Bill, No. 311—To amend an act in relation to crimes and punishment;

Was read the second time; and,

On motion of Mr. Thornton,

Amended, by striking out so much as provides for imprisonment for betting.

Mr. Vandever moved to amend the bill by confining its provisions to betting on Presidential elections;

When,

The previous question was called, and sustained.

The main question was then put, to wit:

Shall the bill be engrossed?

And carried in the affirmative.

The rules were then dispensed with, the bill read the third time;

And on the question, shall said bill pass?

The ayes and noes being demanded by Messrs. Proffitt and Crume,

Those who voted in the affirmative are,

Messrs. Baird, Bloomfield, Briggs, Brown of S. Brown of T. Burk, Conner, Cook, Crume, Cunningham, Curry, Dunn, Evans, Ferguson, Fitch, Gale, Gird, Graham, Guard, Hanna of C. Hanna of M. Haymond, Henderson, Hoobler, Hood, Howell, Hubbard, Huckeby, Jackson, Jones, Lee of B. Lee of M. Long, Longley, Mace, Macey, Mahan, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McCarty of P. & N. McIntire, Miller, Morris, Myers, Newell, Odell, Owen, Pabody, Pepper, Porter, Powell, Puckett, Reeve, Riley, Rush, Sands, Smith, Stapp, Storm, Thornton, Vanmetre, Watt, Winship, Wright, Zenor, and Mr. Speaker—68.

And those who voted in the negative are,

Messrs. Armstrong, Bennett, Boon, Breeze, Burns, Burton, Dowling, James, Lusk, Nicholls, Posey, Proffitt, Rockhill, Talbott, Williams, and Wines of V.—16.

So said bill passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Bill of the Senate, to incorporate the Crawford county Blue river bridge company;

Was read the third time, and passed.

Ordered, That the Clerk inform the Senate thereof.

Bill, No. 313—To incorporate the Hudson and New Buffalo rail road company; and

Bill of the Senate, to ratify and confirm an act of the Legislature of the state of Ohio, incorporating a company to construct a rail road from Piqua to Fort Wayne;

Were severally read the second time, and referred to the committee on corporations.

Mr. Burk, after having obtained leave, presented the petition of sundry citizens of Adams county, praying a charter for a rail road, to be termed the Fort Wayne and Piqua rail road;

Which was read, and referred to the committee on corporations.

A bill of the Senate, to establish a state road therein named;

Was read the second time; and,

On motion of Mr. Breeze,

Amended, by striking out the third section thereof.

The said bill, as amended, was ordered to be engrossed for a third reading on Monday next.

Bill, No. 314—Supplemental to an act establishing a Teachers' Seminary;

Was read the second time, and

Ordered, To be engrossed for a third reading on Monday next.

Bill, No. 315—Distributing the 3 per cent. fund, in Parke county;

Was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Bill, No. 316—To provide for the payment of the interest on the State bonds, for the year 1837;

Was read the second time, and

Laid on the table.

Bill of the Senate, to incorporate the Liverpool bridge company;

Was read the second time, and referred to the committee on corporations.

Bill of the Senate, to locate a state road in Laporte county;

Was read the second time, and ordered to a third reading on Monday next.

Bill, No. 318—To incorporate the town of Cleaveland, in Tippecanoe county; and

Bill, No. 319—To establish a state road from Napoleon to Vernon;

Were severally read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry them to the Senate, and ask their concurrence.

The joint resolution, No. 322, on the subject of sundry amendments to the Constitution of the United States,

Was read the second time;

When,

Mr. Wright moved to lay it on the table;
And the ayes and noes being demanded thereon, by Messrs. Proffitt and Briggs,

Those who voted in the affirmative are,

Messrs. Boon, Brown of S. Brown of T. Conner, Fitch, Gird, Graham, Guard, Hoobler, Hood, Howell, Jackson, James, Long, Lusk, Mace, Macey, Miller, Powell, Reeve, Rush, Vandever, Vanmetre, Winship, Wright, and Zenor—26.

And those who voted in the negative are,

Messrs. Baird, Bennett, Berry, Bloomfield, Briggs, Breeze, Burk, Burton, Cook, Crume, Cunningham, Curry, Dowling, Dunn, Elder, Gale, Haymond, Henderson, Hubbard, Longley, Mahan, Marshall of Jefferson, Matthews, McCarty of F. McCarty of P. & N. McIntire, McKinney, Morris, Newell, Odell, Owen, Porter, Proffitt, Puckett, Riley, Rockhill, Sands, Smith, Stapp, Storm, Talbott, Thornton, Watt, Williams, Wines of V. and Mr. Speaker—46.

So said motion was decided in the negative.

Mr. Owen called the previous question,

Which was sustained;

And the main question ordered to be put, to wit:

Shall the joint resolution be engrossed?

And the ayes and noes being demanded thereon, by Messrs. Wright and Proffitt,

Those who voted in the affirmative are,

Messrs. Armstrong, Bennett, Bloomfield, Briggs, Brown of T. Burns, Burton, Conner, Cook, Crume, Curry, Dowling, Elder, Evans, Fitch, Guard, Hanna of C. Haymond, Henderson, Hubbard, Jackson, James, Lee of B. Long, Longley, Matthews, McCarty of F. McCarty of P. & N. McIntire, Morris, Odell, Owen, Pabody, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Reeve, Riley, Rush, Sands, Smith, Stapp, Steele, Strain, Vandever, Watt, Williams, Wines of V. Zenor, and Mr. Speaker—53.

And those who voted in the negative are,

Messrs. Baird, Breeze, Brown of S. Burk, Gale, Gird, Graham, Hanna of M. Hoobler, Howell, Huckleby, Lee of M. Lusk, Mace, Macey, Marshall of Jefferson, Miller, Newell, Nicholls, Rockhill, Talbott, Thornton, Vanmetre, and Wright—24.

So said joint resolution was ordered to be engrossed for a third reading on Monday next.

A bill of the Senate, to locate a certain state road therein named;
Was read the second time; and

Ordered, To a third reading on Monday next.

And then the House adjourned until Monday morning, half past 8 o'clock.

MONDAY MORNING, Jan. 30, 1837, }
 Half past 8 o'clock. }

The House met pursuant to adjournment.

Mr. Owen from the committee on the judiciary made the following report:

MR. SPEAKER:

The committee on the judiciary, to which was referred a resolution, instructing said committee to enquire into the expediency of substituting, in whole or in part, the provisions of the civil law for those of the common law, in so far as regards the holding of personal and other property by married women, have had that subject under consideration, and have directed me to report a bill No. 358—to regulate marriage contracts, dowery, and other matrimonial agreements, regarding property;

The said bill was twice read and laid on the table.

Ordered, That 500 copies of said bill be printed.

Mr. Hanna of M. from the committee on corporations, to which was referred the bill of the Senate, to incorporate the Mount Vernon Insurance company, reported the same without amendment;

Which was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk inform the Senate thereof.

Mr. Crume from the committee of ways and means, to which was referred a resolution directing an enquiry into the expediency of allowing Indians the same bounty on Wolf scalps as is now allowed to white citizens; reported

A bill No. 259—to amend an act entitled, an act to encourage the killing of Wolves;

Which was read the first time and passed to a second reading on tomorrow.

Mr. Burton from a select committee, made the following report:

MR. SPEAKER:

The select committee to which was referred a resolution of this

House, directing an inquiry into the expediency of making special provisions, for the repairs of the rail road from Terre Haute *via*. Bowlinggreen, Spencer, and Bloomington to Columbus, have according to order, had that subject under consideration, and have directed me to report, that in the opinion of said committee, it is inexpedient to legislate on that subject at this time, and ask to be discharged from the further consideration thereof;

Which was read and concurred in.

Mr. James from the select committee on that subject, reported

A joint resolution No. 360—on the subject of the White Water canal;

Which was twice read, (the rules having been dispensed with,) and

On motion of Mr. Crume,

Laid on the table.

Mr. Vanmetre from a select committee made the following report:

MR. SPEAKER:

The select committee to which was referred bill, No. 118 of this House, for the establishing the southern boundary of Wells county; and bill, No. 119 of this House for establishing the western boundary of Jay county, together with the remonstrances against the changes therein proposed, have had the same under consideration, and have directed me to report, that in their opinion it is inexpedient to legislate on that subject at this time, and ask to be discharged from the further consideration thereof.

Which was read and concurred in.

Said bills were severally laid on the table.

Mr. Hanna of M. from the select committee on that subject reported,

A bill No. 361—for the relief of Douglass & Noel, and others;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Rockhill from the select committee on that subject, reported

A bill No. 362—for the relief of Robert Hood;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Walpole from the committee on enrolled bills, reports that they have compared enrolled bills that originated in the Senate of the following titles, viz:

No. 38—An act to establish a certain state road therein named, in the counties of Perry, Crawford and Orange;

No. 40—An act to change the direction of the Michigan road on section No. 32 of said road, situated in Fulton county;

An act to authorize a change in part of the state road from Mooresville, by Danville to Crawfordsville;

A joint resolution in relation to the public lands suspended from sale on the line of the Wabash and Erie canal in the state of Indiana;

An act supplemental to an act entitled, an act authorizing the com-

missioner of the Michigan road, to correspond with the commissioner of the General Land Office, in order to have the title perfected to the state of Indiana to the Michigan road grant, and for other purposes, (approved January 20th, 1837) with the engrossed,

And find the same truly enrolled.

Mr. Wines of G. & W. from a select committee made the following report:

MR. SPEAKER:

The select committee, to whom was referred the resolution enquiring into the expediency of authorizing the canal commissioners to construct bridges over the canal on the streets in certain towns, have had the same under consideration, and have directed me to report that in the opinion of the committee, that where the canal has been constructed through towns, the commissioner should construct bridges at the expense of the state, on at least one for every three streets in the town. And, as the Wabash and Erie canal runs through the centre of the town of Lagro, and that only one bridge has been constructed, and that too, in a place very inconvenient for the citizens, I am therefore instructed to report a bill No. 363—to provide for the construction of a bridge in the town of Lagro;

The said bill was read the first time and passed to a second reading on to-morrow.

On motion of Mr. Long,

Resolved, That the committee of ways and means, be instructed to inquire into the expediency of raising the premium on Wolf scalps.

Mr. Miller introduced a bill No. 364—to amend an act in relation to the 3 per cent. fund, and to appropriate \$200 of said fund in Gibson county, on the state road from Owensville to the mouth of Patoka;

Which was twice read, (the rules having been dispensed with) and ordered to be engrossed for a third reading on to-morrow.

Mr. Currey introduced a bill No. 365—to extend the powers of the President and Trustees of the town of Crawfordsville;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Macy introduced a bill No. 266—to amend an act to provide for a general system of internal improvements;

Which was read the first time and passed to a second reading on to-morrow.

Mr. Hanna of M. from the committee on corporations, to which was referred a bill, No. 278—to incorporate the Vincennes and Terre Haute rail road company, reported the same without amendment;

Which was read the second time and ordered to be engrossed for a third reading on to-morrow.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am instructed to inform the House of Representatives, that the

Senate has passed an engrossed bill of the House of Representatives, No. 159—entitled,

An act to provide for the improvement of the Michigan road north of Indianapolis, and for other purposes, without amendment.

A message from the Senate by Mr. Dumont, their assistant Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives, that the Senate has passed Bills entitled as follows, to-wit:

An act to provide that Recorders shall furnish Clerks of the circuit courts, with a list of all lots and tracts of land for which deeds have by them been recorded;

An act amendatory of the several acts regulating writs of foreign and domestic attachment;

In which the concurrence of the House is most respectfully requested.

The Bill of the Senate to provide that Recorders shall furnish the Clerks of circuit courts, with a list of all the lots and tracts of land, for which deeds have by them been recorded; and

The bill of the Senate, No. 53—amendatory of the several acts regulating writs of foreign and domestic attachment;

Were severally read the first and second times, (the rules having been dispensed with and referred to the committee on the judiciary.

A message from the Senate by Mr. Test their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed engrossed bills of the House entitled as follows, viz:

No. 69—an act appropriating a portion of the 3 per cent. fund due Hancock county, and for other purposes;

No. 60—an act to change the mode of doing county business in the county of Gibson;

No. 32—an act to amend an act to incorporate the Jeffersonville and New Albany canal company;

Each with amendments in which the concurrence of the House is requested.

Also, the Senate have passed engrossed bills of the House entitled as follows, viz:

No. 345—an act authorizing the Vermilion circuit court, to change the venue in a certain case therein named;

No. 250—an act to change the road commissioner on the state road from John Perkins in Rush county, to Napoleon in Ripley county;

No. 200—an act to provide for opening and repairing public roads and highways in the county of Clay;

No. 248—an act to amend an act to incorporate the Ohio and Indianapolis rail road company;

No. 24—an act to incorporate the Eel river and Michigan road bridge company;

No. 161—an act to legalize the deed of donation made by Peter C. Van Slyke to the town of Bloomfield, and for other purposes;

No. 29—an act to incorporate the Madison and Lawrenceburgh Hotel companies;

No. 243—an act authorizing the county board of Dearborn county to levy taxes for building bridges and improving roads in said county;

No. 247—an act to vacate a part of two state roads in the county of Parke;

No. 242—an act to increase the capital stock of the Lawrenceburgh Bridge company;

No. 232—an act to provide for the sale of the tools belonging to the Michigan road fund;

No. 321—an act authorizing Richard M. Kirk to raise his mill dam three feet higher;

A joint resolution for the benefit of certain French inhabitants in and near Vincennes;

Each without amendment.

They have also passed engrossed bills of the Senate entitled as follows, viz:

An act to amend the 34th section of an act relative to crimes and punishment, (approved Feb. 10, 1831;)

An act to authorize certain persons therein named, to erect a dam across the east fork of White river in Lawrence county;

An act to declare the law now in force on the subject of granting license to vend foreign merchandize, and to retail spirituous liquors;

An act to incorporate the Patriot turnpike company;

An act to locate a state road from Blair's mill to Kraco;

To which bills of the Senate the concurrence of the House is requested.

The amendment of the Senate to the bill of the House No. 60—to change the mode of doing county business in the county of Gibson;

Was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The amendment of the Senate to the bill of the House No. 69—appropriating a portion of the 3 per cent. fund in the county of Hancock, and for other purposes,

Was read, and

On motion of Mr. Howell,

Laid on the table.

The amendment of the Senate to bill of the House No. 32—to amend an act to incorporate the Jeffersonville and New Albany canal company;

Was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The bill of the Senate to amend the 34th section of the law relative to crimes and punishment;

Was read the first and second times (the rules having been dispensed with.) and

On motion of Mr. Fitch,

Amended by confining its provisions to the counties of Lake and Porter;

The said bill was then referred to a select committee of Messrs. Fitch, McCarty of P. & N. Hood and Rockhill.

The bill of the Senate to declare the law now in force, on the subject of granting license to vend foreign merchandise, and to retail spiritous liquors;

Was twice read, (the rules having been dispensed with) and committed to a committee of the whole House.

The bill of the Senate to authorize certain persons therein named, to build a dam across the east fork of White river, in Lawrence county;

The bill of the Senate to locate a state road from Blairs Mill to Kiako; and

The Bill of the Senate to incorporate the Patriot Turnpike Company;

Were severally read the first time and passed to a second reading on to-morrow.

A message from the Senate by Mr. Dumont, a member:

MR. SPEAKER,

I am instructed to inform the House of Representatives, that the Senate has passed the engrossed bill of the House entitled as follows, to-wit:

No. 83--a bill to incorporate the Mount Carmel and New Albany rail road company;

With amendments, in which the concurrence of the House is requested.

The 1st, 2nd, 3rd and 4th amendments of the Senate to the bill of the House, No. 83--to incorporate the Mount Carmel and New Albany rail road company;

Were severally read and concurred in.

On the question, 'Will the House concur in the fifth amendment of the Senate to said bill, which strikes out the provision in the 2nd section?'

The ayes and noes being demanded by Messrs. Porter and Thornton;

Those who voted in the affirmative are,

Messrs. Armstrong, Evans, Ferguson, Hanna of M. Henderson, Hoobler, Howell, Hubbard, Huckleby, Jackson, Lusk, Marshall of Jack. Miller, Newell, Porter, Posey, Reeve, Rush, Watt, Winship, Wright, Zenor and Mr. Speaker--23.

Those who voted in the negative are,

Messrs. Baird, Berry, Bloomfield, Boone, Briggs, Broeze, Brown of S. Burk, Corner, Cook County, Cunningham, Currey, Downing, Dunn, Fitch, Gird, Graham, Haymond, Hood, James, Jones, Lee of M. Longly, Macey, Mahan, Mansuet of Jeff. Matthews, Maxson, McCarty of F. McIntire, McKinney, Morris, Myers, Nicholls, Odell, Parbody, Proffitt, Riley, Rockhill, Sanders, Smith, Strain, Talbot, Thornton, Vandever, Vannette, Williams, Wins of V. and Wins of G. & W—5J.

So the House refused to concur in said amendment.

Ordered, That the Clerk inform the Senate thereof.

Mr. Evans, (after having obtained leave,) from the committee on canals and internal improvements, reported

A bill No. 367—to promote internal improvements;

Which was twice read, (the rules having been dispensed with) and referred to a select committee of Messrs. Rockhill, Morris, McCarty of F. Crume and Brown of T.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed an engrossed bill of the Senate, entitled

An act to amend an act entitled, an act to provide for an equitable mode of levying the taxes of this state, (approved Feb. 8, 1826.)

In which the concurrence of the House is requested.

Bill of the Senate to amend an act entitled, an act to provide for an equitable mode of levying the taxes of this state (approved Feb. 8th, 1826.)

Was twice read, (the rules having been dispensed with) and referred to the same select committee to which a bill of the House on that subject was referred.

On motion of Mr. Crume,

The vote taken on the joint resolution of the Senate on the subject of pre-emption and pre-emption floas, was reconsidered.

The question then recurring on the passage of said joint resolution;

And the ayes and noes being demanded thereon by Messrs. Armstrong and Hackeby;

Those who voted in the affirmative are,

Messrs. Baird, Berry, Bloomfield, Brown of S., Burk, Corner, Cook, Crume, Cunningham, Currey, Elder, Evans, Fitch, Gird, Hanna of M. Haymond, Henderson, Hood, Hubbard, Jackson, James, Jones, Lee of B. Lee of M. Long, Longley, Macey, Mahan, Marshall of Jeff. McCarty of F. McCarty of P. & N. McIntire, Morris Newell, Odell, Porter, Posey, Proffitt, Reeve, Riley, Rockhill, Smith, Strain, Thorn-

ton, Vandever, Walpole, Watt, Williams, Wines of G. & W. Winship and Mr. Speaker—52.

And those who voted in the negative are,

Messrs. Armstrong, Boone, Briggs, Breeze, Burns, Burton, Dowling, Graham, Hoobler, Howell, Huckleby, Lusk, Marshall of Jack., Miller, Nicholls, Pabody, Steele, Talbott, Wines of V. and Zenor—20.

So said joint resolution passed.

Ordered that the clerk inform the Senate thereof.

And then the House adjourned till half past 1 o'clock, P. M.

Half past 1 o'clock, P. M.

The House met.

Bill No. 336, relating to State roads;

Was read the second time, committed to the committee of the whole House, and made the special order for to-morrow.

Joint resolution No. 322, in relation to sundry amendments to the Constitution of the United States;

Was read the third time; and

On the question "Shall the joint resolution pass?"

The ayes and noes being demanded by Messrs. Evans and Vandever,

Those who voted in the affirmative are,

Messrs. Armstrong, Berry, Bloomfield, Briggs, Brown of T. Burk, Burns, Burton, Conner, Cook, Crume, Cunningham, Curry, Dowling, Dunn, Elder, Evans, Ferguson, Fitch, Gale, Gird, Hanna of M. Haymond, Henderson, Hood, Howell, Huckleby, James, Lee of B. Long, Longley, Macey, Mahan, Matthews, Maxson, McCarty of F. McCarty of P. and N. McIntire, Morris, Newell, Pabody, Pepper, Posey, Proffitt, Puckett, Reeve, Riley, Rockbill, Rush, Sand, Smith, Slapp, Strain, Thornton, Vandever, Walpole, Watt, Williams, Wines of V. Wines of G. and W. Wright, Zenor and Mr. Speaker—62.

And those who voted in the negative are,

Messrs. Baird, Boon, Brown of S. Graham, Hoobler, Jackson, Jones, Lee of M. Lusk, Miller, Myers, Talbott, Vanmetre and Winship—14.

So said joint resolution passed.

Ordered, That the clerk carry it to the Senate and ask their concurrence.

Bill of the Senate, to incorporate the Laurel Savings Institution and Insurance Company;

Was read the third time and passed.

Ordered, That the Clerk inform the Senate thereof.

Bill No. 181—to incorporate the Vincennes and Terre Haute turnpike company; and

Joint resolution, No. 80, on the subject of the surplus revenue;

Were severally read the third time and passed.

Ordered, That the Clerk carry them to the Senate and ask their concurrence.

Bill of the Senate, to locate a State Road from Cambridge City to Fort Wayne;

Was read the third time and committed to a select committee of Messrs. Smith, Puckett and Valmetre.

Bill No. 299, to establish a certain state road;

Bill No. 303, declaring the county road from Centreville to Milton a state road;

Bill No. 305—declaring a certain county road in Vermilion county, a state road;

Bill No. 306, attaching the county of Newton to Porter county for judicial purposes; and

Bill No. 307, relative to a state road in Hancock county;

Were severally read the third time and passed.

Ordered, That the Clerk carry them to the Senate and ask their concurrence.

Bill of the Senate, to incorporate the Crawford county Blue river Bridge Company;

Bill of the Senate to establish a certain state road therein named; and

Bill of the Senate to locate a state road in Laporte county;

Were severally read a third time and passed.

Ordered, That the Clerk inform the senate thereof.

Bill No. 314—supplemental to an act establishing a Teachers' Seminary;

Was read the third time and laid on the table.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives that they have passed an engrossed bill of the Senate, entitled

"An act to incorporate the Crawfordsville and Terre Haute turnpike company;"

In which the concurrence of the House is requested.

Bill of the Senate, to incorporate the Crawfordsville and Terre Haute turnpike company;

Was twice read (the rules having been dispensed with) and referred to the committee on corporations.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives that they have passed the engrossed bill of the House, entitled

No. 233, An act to provide for distributing so much of the surplus revenue of the United States, as the State of Indiana may be entitled to, by virtue of an act of Congress, approved June 23d, 1833.

With an amendment, to which the concurrence of the House is requested.

The amendment made by the Senate to the bill of the House, No. 233, to provide for distributing so much of the surplus revenue of the United States, as the State of Indiana may be entitled to, by virtue of an act of congress, approved June 23d, 1836;.

Was read.

Mr. Graham moved to amend the amendment by inserting in the proper place the following:

"The number of polls that did, or shall pay tax for the year 1836.

Which motion prevailed.

Mr. Proffitt moved to amend the amendment by striking out "one half," and inserting "the whole" of the revenue to be deposited in the counties.

And the ayes and noes being demanded thereon by Messrs. Evans and Proffitt,

Those who voted in the affirmative are,

Messrs. Armstrong, Berry, Briggs, Breze, Burns, Burton, Dowling, Eckles, Elder, Gale, Graham, Henderson, Howell, Huckaby, Lee of B. Luck, Marshall of Jack. McKinney, Miller, Newell, Nicholls, Owen, Porter, Proffitt, Pucket, Rash, Sands, Strech, Storm, Strain, Talbott, Vandever, Vanmetre, Walpole, Winship, Wright and Zenor--37.

Those who voted in the negative are,

Messrs. Baird, Bloomfield, Boone, Brown of S. Brown of T. Burk, Conner, Cook, Crume, Cumingham, Curry, Dunn, Evans, Ferguson, Fitch, Gird, Guard, Hanna of M. Heymond, Hoobler, Hood, Hubbard, Jackson, James, Jones, Lee of M. Long, Longley, Macey, Mahan, Marshall of Jell. Matthews, Maxson, McCarty of F. McCarty of P. and N. McIntire, Morris, Myers, Odell, Pabony, Pepper, Posey, Powell, Reeve, Riley, Rockhill, Shook, Smith, Stapp, Thornton, Walt, Williams, Wines of V. Wines of G. and W. and Mr. Speaker--55.

So said motion was decided in the negative.

Mr. Lee of B. moved to amend the amendment by striking out the following:

"Provided, That 200 polls shall be added to each county having less than 700," and inserting the following;

"Provided, That counties with less than 300 polls shall receive as much as though they had that number."

A division being called, to wit: On striking out;

And the ayes and noes being demanded by Messrs. Lee of B. and Burton,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Berry, Bloomfield, Boone, Brown of S. Brown of T. Burk, Burns, Conner, Cook, Crume, Cunningham, Curry, Eckle, Elder, Ferguson, Fitch, Gale, Gird, Guard, Hanna of M. Haymond, Henderson, Hubbard, Lee of B. Lee of M. Longley, Lusk, Macey, Mahan, Marshall of Jack. Marshall of Jeff. Matthews, McCarty of F. McCarty of P. & N. McKinney, Miller, Morris, Myers, Nicholls, Owen, Pabody, Pepper, Porter, Posey, Powell, Reeve, Riley, Rockhill, Rubin, Shook, Smith, Stapp, Steele, Storm, Strain, Talbot, Thornton, Vandever, Vanmetre, Walpole, Watt, Williams, Wines of V. Zenor and Mr. Speaker—66.

And those who voted in the negative are,

Messrs. Briggs, Burton, Dowling, Dunn, Evans, Graham, Hoobler, Hood, Howell, Hockeby, Jackson, Jones, Long, Maxson, McIntire, Newell Odell, Proffitt, Sands, Wines of G. & W. Winship and Wright—22.

So said motion to strike out prevailed.

Mr. Hood moved to amend the amendment by striking out "300," and inserting "600" in lieu thereof;

Which motion did not prevail.

Mr. Wines of G. and W. moved to amend the amendment by striking out "300," and inserting "400;"

Which motion did not prevail.

The question recurring on the amendment proposed by Mr. Lee of B;

And the ayes and noes being demanded thereon by Messrs. Proffitt and Eckles,

Those who voted in the affirmative are,

Messrs. Baird, Berry, Bloomfield, Boone, Briggs, Breez, Brown of S. Brown of T. Burk, Burns, Conner, Cook, Crume, Cunningham, Currey, Dowling, Dunn, Eckles, Elder, Ferguson, Fitch, Gale, Gird, Hanna of M. Haymond, Henderson, Hoobler, Hood, Hubbard, Jones, Lee of B. Lee of M. Longley, Lusk, Macey, Mahan, Marshall of Jack. Marshall of Jeff. Matthews, McCarty of F. McIntire, McKinney, Miller, Morris, Myers, Nicholls, Odell, Owen, Pabody, Pepper, Porter, Posey, Powell, Puckett, Reeve, Riley, Rockhill, Rush, Stapp, Steele,

Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Watt, Williams, Winship, Wright, Zenor, and Mr. Speaker—74.

Those who voted in the negative are,

Messrs. Armstrong, Burton, Evans, Graham, Howell, Huckleby, Jackson, Long, Maxson, McCarty of P. and N. Newell, Proffitt, Sands and Wines of G. and W.—14.

So said amendment was adopted.

Mr. Jones moved to amend the amendment by striking out the second section, and inserting the following in lieu thereof:

"That the whole surplus revenue belonging to the State of Indiana be deposited in the State Bank and Branches, and the interest arising thereon be appropriated to internal improvements."

Mr. Eckles moved to adjourn.

And the ayes and noes being demanded thereon by Messrs. Eckles and Dowling,

Those who voted in the affirmative are,

Messrs. Eckles, Hanna of M. Lusk, Maxson, McCarty of P. and N. Reeve and Wines of G. and W.—7.

And those who voted in the negative are,

Messrs. Armstrong, Baird, Berry, Bloomfield, Boone, Briggs, Brown of S. Brown of T. Burk, Burns, Burton, Cook, Crume, Cunningham, Currey, Dowling, Dunn, Evans, Ferguson, Fitch, Gird, Graham, Haymond, Henderson, Houbler, Hood, Howell, Hubbard, Huckleby, Jones, Lee of B. Long, Longley, Macey, Mahan, Marshall of Jack. Marshall of Jeff. Matthews, McCarty of P. McIntire, McKinney, Miller, Morris, Myers, Newell, Nicholls, Odell, Owen, Pahody, Pepper, Porter, Posey, Powell, Proffitt, Puckett, Ribby, Rockhill, Rush, Sands, Smith, Stapp, Steele, Storm, Strain, Talbott, Thornton, Vandever, Vanmetre, Walpole, Watt, Williams, Wines of V. Winship, Wright, Zenor and Mr. Speaker.—75.

So said motion to adjourn was decided in the negative.

The question then recurring on the amendment offered by Mr. Jones; and

Before any action was had thereon,

The House adjourned till to-morrow morning half past 8 o'clock.

TUESDAY MORNING, Jan. 31st, 1837, }
Half past 8 o'clock. }

The House met pursuant to adjournment.

On motion of Mr. Dowling,

Leave of absence was granted Mr. Briggs, for the remainder of the session.

On motion,

The previous orders of the day were dispensed with, and leave granted Mr. Lee of B. to introduce

A bill, No. 370—To appropriate part of the 3 per cent. fund, in Bartholomew county;

Which was three times read, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Mr. Proffitt, having obtained leave, introduced

A bill, No. 371—To authorise the county commissioners of Pike county, to appropriate part the three per cent. fund in said county, and for other purposes;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Cook, having obtained leave, introduced

A bill, No. 372—To attach a part of Delaware county to the county of Madison;

Which was read the first time; and,

On motion of Mr. Vanmetre,

Said bill was rejected.

Mr. Berry, having obtained leave, introduced

A bill, No. 373—To authorise James Alexander, former collector of Monroe county, to collect any taxes remaining due and unpaid during the time in which he has been collector;

Which was three times read, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Mr. James, having obtained leave, introduced

A joint resolution, No. 374—To amend and explain a joint resolution on the subject of the officers of the State Bank and its Branches;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. Lusk, having obtained leave, introduced

A bill, to change the mode of doing county business in Johnson county;

Which was three times read, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

On motion of Mr. Evans,

The previous orders were dispensed with, and the House proceeded to the consideration of the bill,

No. 233—To provide for distributing so much of the surplus revenue of the United States, as Indiana may be entitled to, under an act of Congress, passed June 23d, 1836.

Mr. Jones withdrew the amendment to the Senate's amendment, proposed by him, and pending at the last adjournment.

Mr. Stapp moved to amend the amendment, by striking out the 34th section, and inserting the following in lieu thereof:

"That the surplus which may be in any Branch Bank at the time of increasing the capital thereof, agreeably to the provisions of this act, shall be set apart for distribution among the stockholders entitled to the same, at the time of such increase as aforesaid, to be distributed at such time and in such manner as the State Directors shall direct; and all stock taken in the organized branches, shall be on an equality with the individual stock in such branch;

Which motion prevailed.

Mr. Vandever moved to strike out the following proviso:

"Provided that no individual holding an office of profit or trust, either under the state of Indiana, the United States, or any of the counties of said State, shall hold the office of Agent under the provisions of this act;" and insert the following:

"Provided, That no person holding the office of Associate Judge, School Commissioner, or Clerk of the Circuit Court, shall receive the appointment of Agent under this act;"

Which motion prevailed.

Mr. Fitch moved to amend, as follows:

Add to section 28, the following:

Provided further, that the provisions of section 30, of this act, shall be carried into effect, so far as depends on the Board of Directors of the State Bank, before the subscription of stock; as provided in this section;

Which motion prevailed.

The House then resolved itself into committee of the whole, on said bill,

Mr. Thornton in the chair,

And after sometime spent therein, the committee rose, and reported the same with sundry amendments;

Which were read and concurred in.

Mr. Morris moved to amend the bill, by striking out the words, "or 1837," in section 3.

Mr. Storm called the previous question,

Which was sustained;

And on the question—shall the main question be now put?

And the yeas and noes being demanded by Messrs. Eckles and Proffitt,

Those who voted in the affirmative are,

Messrs. Baird, Berry, Bloomfield, Briggs, Brown of S. Brown of T. Burns, Burton, Conner, Cook, Crume, Cunningham, Curry, Dunn, Elder, Evans, Ferguson, Fitch, Gird, Haymond, Hoobler, Howell, Hubbard, Huckleby, Jackson, Lee of M. Long, Longley, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, McCarty of F. McCarty of P. & N. McIntire, Miller, Myers, Newell, Nicholls, Odell, Owen, Pabody, Porter, Posey, Powell, Reeve, Riley, Rockhill, Rush, Sands, Shook, Smith, Stapp, Steele, Storm, Strain, Talbott, Thornton, Vanmetre, Watt, Winship, Zenor, and Mr. Speaker—64.

And those who voted in the negative are,

Messrs. Armstrong, Boon, Breeze, Burk, Dowling, Eckles, Gale, Graham, Guard, Hanna of M. Henderson, Hood, Jones, Lee of B. Lusk, Maxson, McKinney, Morris, Proffitt, Puckett, Vandever, Walpole, Williams, Wines of V. Wines of G. & W. and Wright—26.

So the main question was ordered to be put.

The question then recurring on concurring in the amendment of the Senate, with the amendment of the House;

The ayes and noes being demanded thereon, by Messrs. Vandever and Eckles,

Those who voted in the affirmative are,

Messrs. Baird, Bloomfield, Boon, Briggs, Brown of S. Brown of T. Burk, Burns, Burton, Conner, Cook, Crume, Cunningham, Curry, Dowling, Dunn, Elder, Evans, Ferguson, Fitch, Gird, Graham, Guard, Hanna of M. Haymond, Hoobler, Hood, Howell, Hubbard, Huckleby, Jackson, James, Lee of M. Long, Longley, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McCarty of P. & N. McIntire, Miller, Morris, Myers, Newell, Odell, Owen, Pabody, Pepper, Porter, Posey, Powell, Reeve, Riley, Rockhill, Rush, Shook, Smith, Stapp, Storm, Talbott, Thornton, Vanmetre, Walpole, Watt, Williams, Wines of V. Winship, Zenor, and Mr. Speaker—74.

And those who voted in the negative are,

Messrs. Armstrong, Berry, Eckles, Gale, Henderson, Jones, Lee of B. Lusk, McKinney, Nicholls, Proffitt, Puckett, Sands, Steele, Strain, Vandever, Wines of G. & W. and Wright—18.

So said amendment as amended, was concurred in.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the amendments of the House.

Mr. Maxson presented the petition of sundry citizens of Michigan city, praying for a rail road charter in the direction of St. Joseph;

Which was read, and referred to the committee on corporations.

Leave of absence was granted Mr. Shook for the remainder of the session.

Mr. Stapp, from the judiciary committee, to which was referred a bill, No. 291, securing to married women a portion of property in certain cases, reported the same with sundry amendments;

Which were severally read and concurred in.

The said bill was then read a second time, and ordered to be engrossed for a third reading on to-morrow.

Mr. Hanna, from the committee on corporations, to which was committed the petition of P. M. Dorsey and others, of Floyd county, praying for the incorporation of the Farmers and Mechanics' Savings and Insurance Institution of Floyd county, reported

A bill, No. 376—For the incorporation of the Farmers and Mechanics' Savings Institution of Floyd county; the Columbus Savings Institution, and the Pendleton and Huntsville Savings Institution;

Which was read the first time; and,

On motion of Mr. Thornton,

The rules of the House were dispensed with, and the said bill was read a second and third times, and passed.

Ordered, That the Clerk inform the Senate thereof, and request their concurrence therein.

Mr. Winship, from the committee on enrolled bills, reports—That they have compared enrolled bills of the following titles, that originated in the Senate, viz:

An act to provide for the construction of a lock in the pool dam, near Delphi;

An act to establish and relocate certain state roads therein named, and for other purposes;

An act for the relief of Seth Cushman, former collector of Sullivan county;

An act to organize the county of Wells;

An act to incorporate the Wabash and Lafayette bridge company;

An act to incorporate the Eel river Manufacturing company;

An act to authorise the change in the location of certain roads therein mentioned,

With the engrossed, and find the same truly enrolled.

Whereupon,

The Speaker signed said bills.

Ordered, That the Clerk carry them to the Senate for the signature of their President.

A message from the Governor, by Mr. Maguire, his private secretary:

MR. SPEAKER,

I am requested to inform the House of Representatives, that the

Governor did, on yesterday, approve and sign acts, which originated in the Senate, entitled as follows, viz:

An act relating to state roads;

An act to incorporate the Indiana Mutual Fire Insurance company;

And also, acts which originated in the House of Representatives, entitled as follows, viz:

An act to incorporate the Williamsport, Warren county, bridge company;

An act authorizing William McCartney, sen'r. and others, to cut a race from the head of the Kankakee into the St. Joseph river;

An act to incorporate the Brookville Insurance company;

An act to declare certain roads therein named, state roads;

An act changing the time of holding elections for township officers, in the county of Warrick;

An act declaring certain county roads, in Owen county, state roads;

An act to change the name of the town of Danville to that of Fayetteville;

An act appropriating so much of the three per cent. fund as is now due, in Greene county; and

An act to incorporate the St. Joseph Manual Labor Institute;

Mr. Wright, from the select committee, to which was referred a bill of the Senate, to amend an act entitled, an act to provide for an equitable mode of levying the taxes of this state, reported the same without amendment;

Which was read the second time, and ordered to be engrossed for a third reading on to-morrow.

Mr. Wright, from the select committee on that subject, introduced

A bill, No. 377—To amend an act relative to working public roads and highways;

Which was read the first time, and passed to a second reading on to-morrow.

Mr. McCarty of P. & N. from the select committee, to which was referred a bill of the Senate, to amend the 34th section of an act relative to crime and punishment, reported the same with an amendment;

Which was read and concurred in.

The said bill was read a second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the amendment.

Mr. Smith made the following report:

MR. SPEAKER,

The select committee to whom was referred the bill to locate a state road from Cambridge city, on the White Water canal, to Fort Wayne, has directed me to report it back with amendments to the first section, and rejecting all former amendments;

Which was read and concurred in.

The said bill was read a second time, and laid on the table.

Mr. Winship, from the joint committee on enrolled bills, reports—That they have compared the enrolled with the engrossed bills of the House of Representatives, of the following titles, to wit:

No. 149—An act to incorporate the town of Bloomington;

No. 198—An act to incorporate the Porter county Seminary;

No. 195—An act authorizing Paul Mecoon, William Avery, and E. F. Call, to build a dam across the Wabash river;

No. 192—An act to extend the jurisdiction and powers of the President and Trustees of the town of Vernon, county of Jennings.

No. 120—An act to encourage the apprehension of horse thieves and other fugitives from justice, in the county of Washington;

No. 222—An act to incorporate the Clay county Seminary;

No. 217—An act permanently fixing the line between the counties of Jefferson and Clark;

No. 202—An act to authorize Samuel Coleman, of Fountain county, to sell certain town lots in the town of Attica, and also to make certain conveyances of lots now sold;

No. 200—An act to provide for opening and repairing public roads and highways, in the county of Clay;

No. 60—An act to change the mode of doing county business in the county of Gibson;

No. 150—An act to provide for the improvement of the Michigan road north of Indianapolis, and for other purposes;

No. 219—An act to amend an act entitled, an act to regulate the mode of doing county business, approved Feb. 7th, 1835;

And find the same truly enrolled.

Whereupon,

The Speaker signed the said bills.

Ordered, That the Clerk carry them to the Senate, for the signature of their president.

Mr. Fitch, from the select committee to which was referred a bill of the House, No. 90, reported the same without amendment;

Which was read the second time, and laid on the table.

Mr. Owen introduced

A bill, No. 378—To provide for an experiment of wooden turnpike;

Which was twice read, (the rules having been dispensed with) and referred to the committee on canals and internal improvements.

Mr. Winship, from the committee on enrolled bills, reports—That they did, this day, present to His Excellency, the Governor, for his approval and signature, bills of the following titles, viz:

An act to amend an act entitled, an act to establish a state road from Rome, Perry county, to Jasper, in Dubois county, approved Feb. 1835;

An act to establish a certain state road therein named, in the counties of Perry, Crawford, and Orange;

A joint resolution in relation to the public lands suspended from sale on the line of the Wabash and Erie canal, in the state of Indiana;

An act to authorize a change in part of the state road from Mooresville by Denville, to Crawfordsville;

An act supplemental to an act entitled, an act authorizing the commissioner of the Michigan road, to correspond with the commissioner of the General Land Office, in order to have the titles perfected to the state of Indiana to the Michigan road grant, and for other purposes, approved Jan. 20th, 1837;

An act to change the direction of the Michigan road on section, No. 32, of said road, situate in Fulton county.

Mr. Brown of T. introduced

A bill, No. 379—To incorporate the Mayor and Common Council of the town of Lafayette;

Which was twice read, (the rules having been dispensed with) and referred to the committee on corporations.

Mr. Hanna of M. introduced

A joint resolution, No. 380, for the benefit of the Lutheran Church;

Which was twice read (the rules having been dispensed with,) and laid on the table.

On motion of Mr. Graham,

The House resolved itself into committee of the whole on bill, No. 336, relating to state roads,

Mr. Owen in the chair,

And after some time spent therein, the committee rose, and reported the bill with sundry amendments;

Which were concurred in.

And then the House adjourned until half past 1 o'clock, P. M.

Half past 1 o'clock, P. M.

The House met.

And resumed the consideration of bill, No. 336, relating to state roads.

Mr. Burns moved to amend said bill, by adding the following section:

"Sec. —. That an act entitled, an act to prevent useless and expensive applications to the General Assembly, relating to state roads, approved February the 3d, 1832, be and the same is hereby repealed;"

Which motion did not prevail.

The said bill was then read a second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Mr. Wright introduced

No. 381—To repeal an act relative to County Orders in the county of Parke;

Which was three times read, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

On motion of *Mr. Stapp*,

The House then resolved itself into committee of the whole, on bill No. 286, to amend an act entitled, an act to provide for an equitable mode of levying the taxes of this State;

Mr. Eckles in the chair;

And after some time spent therein, the committee rose, reported progress, and asked leave to sit again;

Which was granted.

And then the House adjourned until half past 8 o'clock, to-morrow morning.

WEDNESDAY MORNING, February 1, 1837, }
Half past 8 o'clock, }

The house met pursuant to adjournment.

Mr. Stapp from the committee on the judiciary, to which was referred Bill, No. 281—to authorize N. Davis and others, to cut a race in Lake county, reported the same without amendment;

The said bill was indefinitely postponed.

Mr. Hanna of *M.* from the committee on corporations, to which was referred a bill of the Senate, to ratify and confirm an act of the Ohio Legislature, incorporating a company to construct a rail road from Piqua to Fort Wayne, reported the same without amendment;

Which was read the second time and passed to a third reading on to-morrow.

Mr. Hanna of *M.* from the committee on corporations to which was referred a bill of the Senate, to incorporate the Crawfordsville and Terre Haute turnpike company, reported the same without amendment;

Which was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, that the Clerk inform the Senate thereof.

Mr. Hanna of *M.* from the committee on corporations, to which was referred a bill No. 313—to incorporate the Hudson and New Buffalo rail road company, reported the same without amendment;

Which was read the second time and ordered to be engrossed for a third reading on to-morrow.

Mr. Hanna of *M.* from the committee on corporations, to which was referred a bill No. 379—to incorporate the Mayor and Common council of the town of Lafayette, reported the same with an amendment,

Which was read and concurred in.

The said bill was then read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate and ask their concurrence.

Mr. Sands having obtained leave, presented a report from the Leavenworth Savings institution;

Which was read and referred to the committee on corporations.

Mr. Brown of T. from the judiciary committee, (having obtained leave) made the following report:

MR. SPEAKER:

The judiciary committee to whom was referred a bill of the House, No. 295—entitled a bill to amend an act entitled an act regulating the admission of practising attorneys, and counsellors at law, approved January 31st, 1834, have had the same under their consideration, and report to the House that the same be indefinitely postponed;

Which report, together with the bill,

Was laid upon the table.

The Speaker laid before the House a report from the Centerville Insurance and Savings Institution;

Which was read and referred to the committee on corporations.

Mr. Burton from the committee on roads to which was referred a bill of the House, to relocate a state road from the mouth of Eel river to Bowlinggreen in Clay county, reported the same without amendment;

Which was read the second time, and

On motion of Mr. Burton,

Laid on the table.

Mr. Odell from the select committee on that subject, reported

A bill No. 382—to provide for a justice of the peace in West Point in Tippecanoe county;

Which was read twice, [the rules having been dispensed with,] and ordered to be engrossed for a third reading on to-morrow.

Mr. Maxson introduced a bill No. 383—to incorporate the Michigan city and St Josephs rail road company;

Which was twice read [the rules having been dispensed with] and referred to a select committee of Messrs. Rockhill, Maxson and Baird.

Mr. Hoobler, [having obtained leave,] offered the following resolution:

Resolved, That every member of this House that has gone home, or may go, before the Legislature shall adjourn *sine die*, shall be requested to pay back to the Treasurer of state, so much of the money which he has drawn for time which he does not serve as a legislator of this state, for the year 1836-7; and also, that this House will not grant leave of absence to any more; for, if we are the law makers, we ought not to be the law breakers; for the constitution says, that no one shall receive any thing for nothing; and members of the Legislature shall receive two dollars per day for the time they serve, and not for what time they do not serve;

Which was committed to a committee of the whole House and made the order of the day for Friday next.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed engrossed bills of the House entitled as follows, viz:

No. 186—an act to incorporate the Jeffersonville iron manufacturing company;

No. 50—an act to incorporate the Hartford steam mill manufacturing company;

No. 172—an act to incorporate a company to build a bridge over White river at Noblesville;

Each with amendments, in which the concurrence of the House is requested.

Also, they have passed engrossed bills of the House entitled as follows, viz:

No. 137—an act to incorporate the White river bridge company;

No. 125—an act to authorize the board of commissioners of Washington county, to fund at interest certain monies therein named, and for other purposes;

No. 138—an act supplemental to an act to enable the school commissioner of the several counties of this state, to correct the returns of the collectors, approved Feb. 1, 1836;

Each without amendment.

Also, they have passed engrossed bills thereof entitled, viz:

An act to incorporate the trustees of the New Albany seminary;

An act to establish certain state roads therein named;

An act to appropriate a part of the three per cent. fund for the purposes therein named;

Also, a joint resolution relative to the acts of Congress now on file in the office of the Secretary of state;

To all of which bills and joint resolution of the Senate, the concurrence of the House is requested.

The amendment of the Senate to bill of the House No. 186—to incorporate the Jeffersonville iron manufacturing company;

Bill of the House No. 50—to incorporate the Hartford steam mill company; and

Bill of the House No. 172—to incorporate a company to build a bridge over White river at Noblesville;

Were severally read and concurred in.

Ordered, that the clerk inform the Senate thereof;

Bill of the Senate to incorporate the trustees of the New Albany seminary;

Was twice read, [the rules having been dispensed with] and referred to the committee on corporations.

Bill of the Senate to establish certain state roads therein named;

Was twice read, [the rules having been dispensed with] and

On motion of Mr. Sands,

Amended by striking out so much as authorizes the commissioner to be paid out of the 3 per cent. fund.

The rules were then further dispensed with, said bill read a third time and passed.

Ordered, that the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House.

Bill of the Senate to appropriate part of the three per cent fund for the purpose therein named;

Was read three several times, [the rules having been dispensed with] and passed.

Ordered, that the Clerk inform the Senate thereof.

The joint resolution of the Senate relative to the acts of Congress now on file in the office of Secretary of State;

Was read the first time and passed to a second reading on to-morrow.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed an engrossed bill of the House entitled,

No. 48—an act for the equal distribution of the three per cent. fund, with amendments,

In which the concurrence of the House is requested.

The 1st amendment of the Senate to the

Bill of the House No. 48—for the equal distribution of the three per cent fund;

Was read and concurred in.

The second amendment to said bill was read and referred to a select committee of Messrs, Rockhill and Hood.

A message from the Senate by Mr. Test their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have concurred in the amendments of the House to the engrossed joint resolution of the Senate entitled,

A joint resolution and memorial of the General Assembly of the state of Indiana, to the President and Congress of the U. States on the subject of the surplus revenue;

Also, they have passed engrossed bills of the House entitled as follows, viz:

No. 303—an act declaring the county road from Centreville to Milton in Wayne county, a state road;

No. 259—an act to repeal the 20th section of the act to regulate the mode of doing county business, so far as the same relates to the county of Sullivan;

Each with amendments in which the concurrence of the House is requested;

Also, they have passed without amendment, the following engrossed bills and joint resolution of the House, viz:

No. 30—an act supplemental to an act entitled an act to pro-

vide for a general system of internal improvements, approved January 1836.

No. 267—an act to authorize the mutual transfer of certain school funds between the townships of Eel and Noble in Cass county;

No. 266—an act declaring Yellow river a public highway;

No. 261—an act to locate a state road from Portland on the national road to the Michigan road in Shelby county;

No. 258—an act appropriating the three per cent. fund in Dearborn county;

No. 283—an act to locate a state road from Rossville in Clinton county to Americus in Tippecanoe county;

No. 310—an act to locate a certain state road therein named;

No. 353—an act to amend an act entitled, an act regulating the fees and salaries of the several officers and persons therein named, approved February 7, 1836;

No. 297—an act to change the mode of doing county business in the county of Boone;

No. 271—an act authorizing the relocation of a certain state road in Hancock county;

No. 299—an act to establish a state road;

No. 272—an act declaring a certain road therein named, a state road;

No. 307—an act to relocate a state road in the county of Hancock;

No. 275—an act repealing a part of an act to provide for the removal of obstructions to the navigation of Eel river, approved January 4th, 1830.

No. 294—an act to legalize the appointment of an Assessor for the county of Vigo, and to authorize the board doing county business of said county, to hold a special session to receive the assessment roll, and to appoint a Collector to collect the revenue for said county for the year 1836;

No. 306—an act attaching the county of Newton to the county of Porter for judicial purposes;

No. 305—an act declaring a certain county road in Vermilion county, a state road;

No. 270—an act to amend an act entitled, an act to incorporate the Wayne and Union turnpike road company, and to incorporate the Richmond and Muncy town turnpike road company;

No. 254—an act to authorize the road commissioner of Fulton county to loan the 3 per cent. fund of said county;

No. 255—an act to locate a part of the Richmond and Fort Wayne state road;

No. 256—an act to locate a state road in the county of Bartholomew from Hope via Joseph Cox's and Thomas Brunnel's to Columbus;

No. 296—a joint resolution respecting Blackford's reports;

The amendments of the Senate to the bill of the House No. 259—to repeal the 29th section of the act to regulate the mode of doing county business, so far as relates to the county of Sullivan; and

Bill of the House No. 303—declaring the county road from Centreville to Milton a state road;

Were severally read and concurred in.

Ordered that the clerk inform the Senate thereof.

Mr. Winship, from the committee on enrolled bills reports that they have compared the engrossed with the enrolled bills of the House of Representatives, to-wit:

No. 138—an act supplemental to an act to enable the school commissioners of the several counties of this state to correct the returns of the collectors, approved Feb. 1, 1836.

No. 321—an act authorising Richard M. Kirk to raise his mill dam three feet higher.

No. 116—an act to regulate the jurisdiction of justices of the peace in the counties of Tippecanoe, Orange and Warren.

No. 125—an act to authorize the board of commissioners of Washington county to fund at interest certain monies therein named, and for other purposes.

No. 163—an act to amend an act entitled an act for the regulation of the state prison.

No. 317—a joint resolution for the benefit of certain French inhabitants in and near Vincennes.

No. 305—an act declaring a certain county road in Vermilion county a state road.

No. 32—an act to amend an act to incorporate the Jeffersonville and New Albany canal company.

No. 266—an act declaring Yellow River a public highway.

No. 297—an act to change the mode of doing county business in the county of Boon.

No. 272—an act declaring a certain road therein named a state road.

No. 129—an act to authorize Daniel A. Rawlings to sell certain real estate therein named; and

No. 299—an act to establish a state road;

And find the same truly enrolled.

Mr. Winship, from the committee on enrolled bills, reports—That they did this day present to His Excellency, the Governor, for his approval and signature, enrolled bills that originated in the Senate of the following titles, viz:

An act to establish and relocate certain state roads therein named, and for other purposes,

An act to provide for the construction of a lock in the pool dam near Delphi.

An act to incorporate the Wabash and Lafayette Bridge Company.

An act to organize the county of Wells.

An act to incorporate the Eel river manufacturing company.

An act for the relief of Seth Cushman former Collector of Sullivan County.

An act to authorize the change in the location of certain roads therein named.

Also bills of the House of Representatives of the following titles, viz:

No. 13—an act for the incorporation of the town of Knightstown.

No. 60—an act to change the mode of doing county business in the county of Gibson;

No. 120—an act to encourage the apprehension of horse thieves, and other fugitives from justice, in the county of Washington.

No. 149—an act to incorporate the town of Bloomfield.

No. 150—an act to provide for the improvement of the Michigan road north of Indianapolis, and for other purposes.

No. 192—An act to extend the jurisdiction and powers of the President and Trustees of the town of Vernon, county of Jennings.

No. 195—an act authorizing Paul McCoon, William Avery, and E. F. Call to build a dam across the Wabash River.

No. 198—an act to incorporate the Porter County Seminary.

No. 200—an act to provide for opening and repairing public roads and high-ways in the county of Clay.

No. 202—an act to authorize Samuel Coleman of Fountain county, to sell certain town lots in the town of Attica; and also to make certain conveyances of lots now sold.

No. 217—an act permanently fixing the line between the counties of Jefferson and Clark.

No. 219—an act to amend an act entitled an act to regulate the mode of doing county business, approved Feb. 7, 1835.

No. 222—an act to incorporate the Clay county seminary.

Mr. Evans, from the committee on canals and internal improvements, to which was referred a bill, No. 378, to provide for an experiment of a wooden turnpike, reported the same without amendment;

Which was read the second time.

Mr. Storm moved to lay said bill on the table;

And the ayes and noes being demanded thereon by Messrs. Owen and Proffitt,

Those who voted in the affirmative are,

Messrs. Baird, Berry, Haymond, Hood, Lee of B. Lee of M. Marshall of Jeff. Matthews, McIntire. McKinney, Odell, Pabody, Posey, Rush, Stapp, Storm, Talbott, Thornton, Vanmetre, Walpole, Watt, Williams, and Wright—23.

And those who voted in the negative are,

Messrs. Armstrong, Boon, Briggs, Breeze, Brown of S. Brown of T. Burns, Burton, Conner, Cook, Crume, Cunningham, Curry, Dowling, Eckles, Elder, Evans, Ferguson. Fitch, Gale, Gird, Graham, Henderson, Hoobler, Howell, Hubbard, Huckleby, Jackson, James, Long, Longley, Lusk, Macey, Mahan, Marshall of Jack. McCarty of F. McCarty of P. and N. Miller, Morris, Newell, Nicholls, Owen, Porter, Powell, Proffitt, Puckett, Reeve, Riley, Rockhill, Sands, Steele, Strain, Vandevøer, Wines of G. and W. Winship, Zenor, and Mr. Speaker.—57.

So said motion was decided in the negative.

Mr. Talbott called the previous question,

Which was sustained.

And on the question "Shall the bill be engrossed?"

The ayes and noes being demanded by Messrs Graham and Hubbard,

Those who voted in the affirmative are,

Messrs. Armstrong, Briggs, Brown of S. Burns, Burton, Dowling, Eckles, Elder, Ferguson, Fitch, Gale, Graham, Hanna of M. Henderson, Howell, Huckleby, Jackson, James, Long, Longley, Lusk, Marshall of Jack. McCarty of P. and N., Miller, Newell, Owen, Porter, Proffitt, Puckett, Sands, Vandever, Wines of G. and W. Winship, Wright and Zenor—35.

And those who voted in the negative are,

Messrs. Baird, Berry, Bloomfield, Boone, Breeze, Brown of T., Burk, Conner, Cook, Crume, Cunningham, Curry, Graham, Haymond, Hoobler, Hood, Hubbard, Lee of B. Lee of M. Macey, Mahan, Marshall of Jeff. Matthews, McCarty of F. McIntire, McKinney, Morris, Nicholls, Odell, Pabody, Posey, Powell, Reeve, Riley, Rush, Smith, Stapp, Steele, Storm, Strain, Talbott, Thornton, Vanmetre, Walpole, Williams, and Mr. Speaker—46.

So said bill was not ordered to be engrossed.

The Speaker laid before the House a communication from the Governor, returning "a bill of this House to incorporate the New Amsterdam Manufacturing Company," with his objections to said bill;

Which was read; and

On motion of Mr. Thornton,

Laid on the table.

On motion of Mr. Walpole,

Messrs. Briggs and Burton were added to the committee on enrolled bills.

A message from the Senate by Mr. Test, their principal secretary:

MR. SPEAKER,

I am instructed by the Senate to inform the House of Representatives, that the Senate insist on their 5th amendment to the engrossed bill of the House entitled

"An act to incorporate the Mount Carmel and New Albany Rail Road Company;"

And have on the part of the Senate appointed Messrs. Mitchell and Collins a committee of free conference.

On motion of Mr. Proffitt,

The House insisted on their disagreement to said 5th amendment

of the Senate to the bill of the House, to incorporate the Mount Carmel and New Albany rail road county; and appointed Messrs. Profit and Thornton a committee of free conference, to act with the similar committee on the part of the Senate.

Ordered, That the Clerk inform the Senate thereof.

A message from the Senate by *Mr. Vawter*, a member:

MR. SPEAKER:

The Senate has passed an engrossed bill for making and locating a state road from Landing Ferry, to intersect the Patriot and Versailles road, in which they respectfully ask the concurrence of the House of Representatives,

Bill of the Senate for making and locating a state road from Landing Ferry, to intersect the Patriot and Versailles road;

Was read the first time and passed to a second reading on tomorrow.

A message from the Senate by *Mr. Liston*, a member:

MR. SPEAKER,

The Senate have passed an engrossed bill of the House, entitled "An act appropriating a part of the 3 per cent. fund in the counties therein named, and for other purposes;"

With an amendment, in which the concurrence of the House is requested.

The amendment of the Senate to the bill of the House, appropriating a part of the three per cent. fund in the counties therein named, and for purposes;

Was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

A message from the Senate by *Mr. Test*, their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed an engrossed joint resolution of the House entitled:

No. 322—a joint resolution on the subject of sundry amendments of the constitution of the United States;

With an amendment, in which the concurrence of the House is requested.

The amendment of the Senate to the joint resolution, No. 332, on the subject of sundry amendments to the Constitution of the United States;

Was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

A message from the Senate by Mr. Test their principal secretary:

Mr. SPEAKER,

I am instructed by the Senate to inform the House of Representatives that they have passed an engrossed bill of the House entitled, No. 319—an act to establish a state road from Napoleon, in Ripley county, to Vernon, in the county of Jennings;

With an amendment, in which they ask the concurrence of the House.

They have also concurred in the amendment of the House to the engrossed bill of the Senate entitled,
“An act to establish a certain state road therein named.

Also they have passed engrossed bills of the House, without amendment, entitled

No. 370—an act to appropriate part of the three per cent. fund of Bartholomew county.

No. 293—an act to incorporate the Richmond trading and manufacturing company.

Also, they have passed engrossed bills of the Senate, entitled as follows, viz:

An act to incorporate the Indianapolis and Michigan City rail road company.

An act to appropriate the three per cent. fund in certain counties therein named.

An act to provide for the settlement of the accounts of commissioners of the three per cent. fund in the several counties.

An act to locate a state road from Andersontown, in the county of Madison, to Knightstown, in Henry county.

An act to locate a state road from Shelbyville, in Shelby county to Columbus in Bartholomew county.

An act authorizing the funding of the three per cent. fund belonging to Sullivan county;

In all of which bills of the Senate the concurrence of the House is requested.

The amendment of the Senate to the bill of the House, No. 319, to establish a state road from Napoleon, in Ripley county, to Vernon, in Jennings county;

Was read and concurred in.

Ordered, That the clerk inform the senate thereof.

The bill of the Senate, to incorporate the Indianapolis and Michigan City rail road company;

Was twice read (the rules having been dispensed with) and referred to the committee on corporations.

The bill of the Senate authorizing the funding of the three per cent. fund belonging to Sullivan county; and

The bill of the Senate to locate a state road from Shelbyville, in Shelby county, to Columbus, in Bartholomew county;

Were severally three times read (the rules having been dispensed with) and passed.

Ordered, That the clerk inform the Senate thereof.

The bill of the Senate to locate a state road from Andersontown, in the county of Madison, to Knightstown in Henry county;

Was twice read (the rules having been dispensed with) and laid on the table.

The bill of the Senate to provide for the settlement of the accounts of commissioners of the three per cent. fund in the several counties;

Was three times read (the rules having been dispensed with) and passed.

Ordered, That the clerk inform the Senate thereof.

The bill of the Senate to appropriate the three per cent fund in certain counties therein named;

Was twice read (the rules having been dispensed with) and referred to the committee on roads.

Mr. Briggs, from the joint committee on enrolled bills, reports that they have compared the enrolled with the engrossed bills, as follows:

An act to repeal the 20th section of the act to regulate the mode of doing county business, so far as the same relates to the counties of Sullivan and Johnson.

An act declaring certain county roads state roads.

And the following joint resolution:

A joint resolution on the subject of sundry amendments of the constitution of the United States.

And find the same truly enrolled.

Mr. Winship, from the committee on enrolled bills, reports that they have compared the enrolled bill of the following title that originated in the Senate, viz:

An act to amend an act entitled an act to incorporate the Perrysville and Danville rail road company;

With the engrossed bill, and find the same truly enrolled.

Mr. Burton from the joint committee on enrolled bills, reports that they have compared the enrolled with the engrossed bills entitled as follows:

No. 171--an act to incorporate the Washington Hall Company.

No. 190--an act declaring certain names misprints.

No. 213--an act authorizing the commissioner of the reserve township of seminary lands in Monroe county, to cancel certain contracts therein named.

No. 221--an act to revive the corporation of the town of Bowlinggreen, in Clay County.

No. 225--an act to change the name of the town of Mongoquinong in Lagrange county, to that of Lima.

No. 248--An act to amend an act to incorporate the Ohio and Indianapolis rail road company.

No. 232--An act to provide for the sale of tools belonging to the Michigan Road;

And find the same truly enrolled.

A message from the Senate by *Mr. Dumont*, a member:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that they have passed an engrossed bill of the House No. 160 entitled,

An act relative to the Mount Vernon and Princeton turnpike road without amendment.

A message from the Senate by *Mr. Liston*, a member:

MR. SPEAKER:

The Senate has passed an engrossed bill of the House No. 184 entitled,

An act to to extend the Erie and Michigan canal, with an amendment;

In which the concurrence of the House is respectfully requested.

The amendment of the Senate to the bill of the House No. 184—to extend the Erie and Michigan canal;

Was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

On motion of *Mr. Walpole*,

Bill of the House No. 69—appropriating a portion of the 3 per cent. fund in the county of Hancock, and for other purposes;

Was taken from the table.

The question then recurring on concurring in the amendment of the Senate to said bill;

It was decided in the affirmative.

Ordered, that the Clerk inform the Senate thereof.

Mr. Crume having obtained leave, introduced

A bill No. 385—to authorize the board of internal improvements, to sell certain reserved lands;

Which was twice read, (the rules having been dispensed with) and referred to the committee on canals and internal improvements.

On motion of *Mr. Crume*,

Bill No. 253—for the relief of *Asa Brown*;

Was taken from the table and read a second time.

On the question, "Shall the bill be engrossed?"

The ayes and noes being demanded by *Messrs. Boone and Huckleby*,

Those who voted in the affirmative are,

Messrs. Briggs, Breeze, Brown of T. Burk, Burton, Conner, Cook, Crume, Dowling, Eckels, Fitch, Gale, Gird, Hanna of M. Henderson, Hood, Jackson, Marshall of Jack. Marshall of Jeff. Miller, Morris, Nicholls, Owen, Pucdett, Riley, Sands, Smith, Stapp, Thornton, Walpole, Wines of G & W. Winship, and Mr. Speaker—33.

And those who voted in the negative are,

Messrs. Armstrong, Baird, Bloomfield, Boone, Brown of S. Burns, Curry, Dunn, Ferguson, Graham, Guard, Haymond, Hoobler, Howell, Hubbard, Huckleby, James, Lee of B. Lee of M. Long, Longley, Lusk, Macey, Mahan, Maxson, McCarty of F. McCarty of P. & N. McIntire, McKinney, Newell, Odell, Posey, Powell, Reeve, Rush, Steele, Strain, Talbott, Vandever, Vanmetre, Watt, Williams, Wright and Zenor—44.

So said Bill was not ordered to be engrossed.

On motion of Mr. Owen,

Bill No. 239—to amend an act establishing a state library,

Was taken from the table, and referred to a select committee of Messrs. Thornton, Morris and Owen.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed an engrossed bill of the House, entitled

No. 301—an act granting the citizens of Madison a city charter;

With sundry amendments, in which the concurrence of the House is requested.

The amendments of the Senate to the bill of the House, No. 301—granting to the citizens of Madison a city charter;

Were severally read and concurred in.

Ordered, that the clerk inform the Senate thereof.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER:

The Senate have passed an engrossed bill of the House No. 373, entitled

An act to incorporate the Hendricks county seminary;

With an amendment, in which the concurrence of the House is requested.

The amendment of the Senate to the bill of the House, No. 273—to incorporate the Hendricks county seminary;

Was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

Mr. Thornton from the select committee on that subject made the following report:

MR. SPEAKER,

The select committee to which was committed the message of the Senate relative to the engrossed bill of the House, No. 48, entitled, An act for the equal distribution of the 3 per cent fund; together

with the amendment proposed by the Senate to said bill, has, according to order, had the same under consideration, and have agreed to modify the amount of the Senate, as follows, viz:

Sec. —. And it is hereby provided, that the further sum of \$2000 be hereby appropriated to each of the unorganized counties, that have not heretofore received any of the 3 per cent. fund.

Said amendment was read and concurred in.

The question then recurring on concurring in the amendment of the Senate, as amended,

The ayes and noes being demanded thereon, by Messrs. Vandever and Hubbard,

Those who voted in the affirmative are,

Messrs. Baird, Bloomfield, Brown of T. Burk, Burns, Berry, Elder, Fitch, Gale, Hanna, Henderson, Hood, Jackson, Lee of M. Long, Longley, Matthews, Maxson, McCarty of F. McCarty of P. & N. Morris, Newell, Rockhill, Smith, Thornton, Wines of G. & W. and Winship—27.

And those who voted in the negative are,

Messrs. Armstrong, Berry, Boon, Briggs, Breeze, Brown of S. Burton, Cook, Crume, Cunningham, Dunn, Eckles, Gird, Graham, Haymond, Hoobler, Howell, Hubbard, Huckleby, Jones, Lee of B. Lusk, Macey, Mahan, Marshall of Jackson, Marshall of Jefferson, McIntire, Miller, Nicholls, Odell, Owen, Pabody, Porter, Posey, Powell, Reeve, Riley, Rush, Sands, Steele, Storm, Talbott, Vandever, Walpole, Watt, Williams, Wright, and Zenor—48

So said amendment was not concurred in.

Ordered, That the Clerk inform the Senate thereof.

And then the House adjourned until half past 1 o'clock, P. M.

Half past 1 o'clock, P. M.

The House met,

And resolved itself into committee of the whole, on bill No. 286, to amend an act to provide for an equitable mode of levying the taxes of this State;

Mr. Briggs in the chair,

And, after some time spent therein, the committee rose, and reported the bill with sundry amendments;

Which were concurred in by the House.

Mr. Vandever moved to amend the bill, by striking out all that relates to taverns, merchants, and groceries, in the 4th section, and inserting the following, viz:

“That the board doing county business are hereby authorized and required, for the purpose of aiding the county revenue, to cause to be

assessed an additional tax for county purposes, on each vender of foreign merchandize, not less than twenty-five nor more than fifty cents on each hundred dollars so employed in merchandize; also, upon each vendor of foreign and domestic groceries, or spirituous liquors, not less than fifty cents, nor more than one dollar, on each hundred dollars employed in such groceries; also, on each tavern, not less than five, nor more than fifty dollars."

Mr. Burns moved to amend the amendment, by striking out all that part which relates to venders of foreign merchandize and foreign and domestic groceries.

A division of the question being called, to wit: on striking out;

And the ayes and noes being demanded by Messrs. Vandever and Wright,

Those who voted in the affirmative are,

Messrs. Armstrong, Burns, Dowling, Eckles, Ferguson, Howell, Huckleby, Lee of B. Lee of M. Lusk, Mahan, Nicholls, Sands, Strain, Talbott, Vandever, Wines of V. Winship, and Wright—19.

And those who voted in the negative are,

Messrs. Baird, Berry, Bloomfield, Boon, Briggs, Breeze, Brown of S. Brown of T. Burk, Conner, Cook, Crume, Curry, Dunn, Elder, Evans, Fitch, Gale, Gird, Graham, Guard, Hanna of M. Haymond, Henderson, Hoobler, Hood, Hubbard, Jackson, Jones, Long, Longley, Macey, Marshall of Jackson, Matthews, Maxson, McCarty of F. McCarty of P. & N. McIntire, Miller, Morris, Odell, Owen, Pabody, Porter, Posey, Powell, Proffitt, Puckett, Reeve, Riley, Rockhill, Rush, Smith, Stapp, Steele, Thornton, Watt, Williams, Wines of G. & W. Zenor, and Mr. Speaker—61.

So said motion to strike out did not prevail.

Mr. Howell moved to amend the bill by striking out the 9th section:

And the ayes and noes being demanded thereon, by Messrs. Howell and Vandever,

Those who voted in the affirmative are,

Messrs. Armstrong, Briggs, Brown of S. Burns, Elder, Ferguson, Gale, Hoobler, Howell, Huckleby, Long, Longley, Lusk, McIntire, Miller, Nicholls, Owen, Porter, Posey, Powell, Rush, Shook, Storm, Winship, Wright, and Zenor—26.

And those who voted in the negative are,

Messrs. Baird, Berry, Bloomfield, Boon, Breeze, Burk, Conner, Cook, Crume, Cunningham, Curry, Dowling, Dunn, Eckles, Evans,

Fitch, Gird, Graham, Hanna of M. Haymond, Henderson, Hood, Hubbard, Jackson, James, Jones, Lee of B. Lee of M. Macey, Mahan, Marshall of Jackson, Matthews, Maxson, McCarty of F. McCarty of P. & N. Morris, Newell, Odell, Pabody, Proffitt, Puckett, Reeve, Riley, Rockhill, Smith, Stapp, Steele, Strain, Talbott, Thornton, Vandever, Vanmetre, Watt, Williams, Wines of V. Wines of G. & W. and Mr. Speaker—57.

So said motion was decided in the negative.

Mr. Burns moved to amend by striking out "15 cents on the \$100," and inserting "10; "

When,

Mr. Briggs called the previous question,

Which was sustained;

And, on the question, shall the bill be engrossed?

The ayes and noes being demanded by Messrs. Huckleby and Burton,

Those who voted in the affirmative are,

Messrs. Baird, Berry, Bloomfield, Boon, Briggs, Breeze, Brown of S. Brown of T. Burk, Burton, Conner, Cook, Crume, Cunningham, Curry, Depaw, Dowling, Eckles, Elder, Evans, Fitch, Gale, Graham, Hanna of M. Haymond, Henderson, Hoobler, Hood, Howell, Hubbard, Jackson, Jones, Lee of M. Long, Longley, Macey, Mahan, Marshall of Jefferson, Matthews, Maxson, McCarty of F. McCarty of P. & N. McIntire, Morris, Newell, Odell, Owen, Pabody, Proffitt, Puckett, Reeve, Riley, Rockhill, Smith, Stapp, Storm, Strain, Thornton, Vandever, Vanmetre, Williams, Wines of V. Wines of G. & W. and Mr. Speaker—63.

Those who voted in the negative are,

Messrs. Armstrong, Burns, Dunn, Ferguson, Gird, Huckleby, James, Lee of B. Lusk, Marshall of Jackson, McKinney, Miller, Nicholls, Porter, Posey, Powell, Rush, Sands, Steele, Talbott, Walpole, Watt, Winship, Wright, and Zenor—25.

So said bill was ordered to be engrossed.

The rules were then dispensed with, and the bill read a third time.

Mr. Fitch moved to recommit the bill to a select committee, with instructions to strike out "15" cents on the \$100, and insert "10; "

When,

Mr. Stapp called the previous question, which was sustained;

And the main question ordered to be put, to wit: shall the bill pass?

And the ayes and noes being demanded thereon, by Messrs. Huckleby and Breeze,

Those who voted in the affirmative are,

Messrs. Baird, Bloomfield, Boon, Briggs, Breeze, Brown of S. Brown

of T. Burk, Burton, Conner, Cook, Crume, Cunningham, Curry, Depaw, Dowling, Eckles, Evans, Fitch, Gale, Graham, Hanna of M. Haymond, Henderson, Hoobler, Hood, Howell, Hubbard, Jackson, Jones, Lee of M. Long, Longley, Macey, Mahan, Marshall of Jefferson, Matthews, Maxson, *Mc*Carty of P. & N. *Mc*Intire, *Miller*, *Morris*, Newell, Odell, Owen. Pabody, Proffitt, Puckett, Reeve, Riley, Rockhill, Smith, Stapp, Storm, Strain, Thornton, Vandever, Vanmetre, Williams, *Wines* of V. *Wines* of G. & W. and *Mr. Speaker*—62.

And those who voted in the negative are,

Messrs. Armstrong, Berry, Burns, Dunn, Elder, Ferguson, Gird, Huckleby, James, Lee of B. Lusk, Marshall of Jackson, McKinney, Nicholls, Porter, Posey, Powell, Rush, Sands, Steele, Talbott, Walpole, Watt, Winship, Wright, and Zenor—25.

So said bill passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Mr. Maxson, from a select committee, made the following report:

MR. SPEAKER:

The select committee to which was referred a bill, No. 383, to incorporate the Michigan city and St. Joseph rail road company, report the same to the House without amendment.

Said bill was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

On motion of Mr. Briggs,

The House resolved itself into committee of the whole, on bill No. 285, making specific appropriations for the year 1837,

Mr. Briggs in the chair,

And after sometime spent therein, the committee rose, reported progress, and asked leave to sit again, which was granted.

And then the House adjourned until half past 8 o'clock, to-morrow morning.

THURSDAY MORNING, February 2d, 1837. }
Half past 8 o'clock. }

The House met pursuant to adjournment.

Leave of absence, from this evening, was granted Messrs. Brown of S. and Long.

Mr. Thornton, from the joint committee of Free Conference, appointed on that subject, made the following report:

MR. SPEAKER:

The joint committee of Free Conference appointed on the part of the two Houses, to take into consideration the disagreement of the same, relative to the 5th amendment proposed by the Senate to the enrolled bill of the House of Representatives, No. 83, entitled, "an act to incorporate the Mount Carmel and New Albany rail road company, has according to order, had the same under consideration, and has agreed to modify the said *proviso*, by substituting the word "*impracticable*" for the word "*inexpedient*," in the 4th line of said *proviso*;"

Which was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

Mr. Walpole, from the joint committee on enrolled bills, reports—That they have compared the following enrolled with the engrossed bills of the House, of the following titles, to wit:

An act, No. 271—Authorising the relocation of a certain state road, in Hancock county;

No. 270—An act to amend an act, to incorporate the Wayne and Union turnpike road company, and to incorporate the Richmond and Munceytown turnpike road company; and find the same truly enrolled.

On motion of Mr. Cook,

The bill of the Senate, to locate a state road from Andersontown, in Madison county, to Knightstown, in Henry county,

Was taken from the table;

The rules were dispensed with, said bill was read a third time, and passed.

Ordered, That the Clerk inform the Senate thereof.

On motion of Mr. James,

The previous orders were dispensed with, and the House proceeded to the consideration of the orders of the day.

The bill of the Senate, to amend an act entitled, an act to provide for an equitable mode of levying the taxes of this state;

Was read the third time, and referred to a select committee of Messrs. Stapp, Wright, and Jones.

Bill, No. 364—Supplemental to the act to provide for the appropriation of the 3 per cent. fund in the several counties;

Bill, No. 278—To incorporate the Vincennes and Terre Haute rail road company; and

Bill, No. 382—To provide for a Justice of the peace in West Point, in the county of Tippecanoe;

Were severally read the third times, and passed.

Ordered, That the Clerk carry them to the Senate, and ask their concurrence.

Bill, No. 299—Securing to married women a portion of property, in certain cases;

Was read the third time; and,

On motion of Mr. Stapp,

Laid on the table.

Mr. Wright, from the select committee, to which was recommitted a bill of the Senate, to amend an act to provide for an equitable mode of levying the taxes of this State, (after having obtained leave) reported the same with sundry amendments;

Which were read and concurred in.

Said bill was then read a third time, and passed.

Ordered, That the Clerk inform the Senate thereof, and request their concurrence in the amendments.

Bill, No. 313—To incorporate the Hudson and New Buffalo rail road company;

Was read the third time, and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Bill of the Senate, to ratify and confirm an act of the Legislature of the state of Ohio, incorporating a company to construct a rail road from Piqua to Fort Wayne;

Was read the third time, and passed.

Ordered, That the Clerk inform the Senate thereof.

Bill of the Senate, to locate a state road therein named;

Bill of the Senate, to establish a certain state road therein mentioned;

Bill of the Senate, to relocate a certain state road therein named; and

Bill of the Senate, to incorporate the Laurel Academy;

Were severally read the second time, and passed to a third reading on to-morrow.

Mr. Briggs, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills, have compared the enrolled with the engrossed bills of this House, as follows:

No. 247—An act to vacate a part of two state roads, in the county of Parke;

No. 261—An act to locate a state road from Portland, on the National road, to the Michigan road, in Shelby county;

No. 353—An act to amend an act entitled, an act regulating the fees and salaries of the several officers therein named, approved Feb. 7th, 1831;

No. 267—An act to authorise the mutual transfer of certain school funds between the townships of Eel and Noble, in Cass county;

Bill No. 283—An act to locate a state road from Rossville, in Clinton county, to Americus, in Tippecanoe county;

No. 30—An act supplemental to an act entitled, an act to provide for a general system of internal improvements, approved January 27th, 1836;

No. 275—An act repealing a part of an act, to provide for the removal of obstructions to the navigation of Ecl river, approved January 4th, 1836;

No. 370—An act to appropriate part of the three per cent. fund of Bartholomew county;

No. 310—An act to locate a certain state road therein named;

No. 137—An act to incorporate the White river bridge company;

No. 294—An act to legalize the appointment of an Assessor for the county of Vigo, and to authorise the board doing county business of said county, to hold a special session to receive the assessment roll, and to appoint a Collector to collect the revenue for said county, for the year 1836;

No. 161—An act to legalize the Deed of donation made by Peter C. Van Slyke to the town of Bloomfield, and for other purposes;

No. 260—An act relative to the Mount Vernon and Princeton turnpike road;

No. 243—An act authorising the county board of Dearborn county, to levy tax for building bridges and improving roads in said county;

No. 250—An act to change the road commissioner on the state road from John Perkins', in Rush county, to Napoleon, in Ripley county;

No. 345—An act authorising the Vermilion circuit court to change the venue in a certain case therein named;

And find the same truly enrolled.

Joint resolution, No. 323, on the subject of the removal of the Surveyor General's office, from Cincinnati to Indianapolis; and

Bill, No. 324—Appropriating a portion of the 3 per cent. fund hereafter coming to Vigo county, for the construction of a bridge therein named;

Were severally read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry them to the Senate, and ask their concurrence.

Bill, No. 325—To provide for the survey of a Macadamized road, from Rushville to the White Water canal;

Was read a second time.

Mr. Reeve moved to lay the bill on the table;

And the ayes and noes being demanded thereon, by Messrs. Reeve and Miller,

Those who voted in the affirmative are,

Messrs. Baird, Berry, Boon, Breeze, Brown of T. Burk, Burton, Conner, Cook, Cunningham, Curry, Haymond, Henderson, Hubbard, Jackson, Jones, Longley, Mahan, Matthews, Maxson, McIntire, Miller, Nicholls, Odell, Pabody, Riley, Rockhill, Smith, Steele, Strain, Talbott, Thornton, Vandever, Vanmetre, Watt, Williams, and Wines of V.—37.

Those who voted in the negative are,

Messrs. Armstrong, Briggs, Brown of S. Burns, Dowling, Eckles,

Elder, Evans, Fitch, Gird, Graham, Hoobler, Hood, Howell, Huckleby, Macey, Marshall of Jackson, McCarty of F. Morris, Porter, Posey, Proffitt, Reeve, Rush, Sands, Stapp, Winship, Wright, Zenor, and Mr. Speaker—30.

So said bill was ordered to be engrossed for a third reading on to-morrow.

Bill, No. 326—Relative to providing Constables with copies of the acts of the Legislature; and

Bill, No. 327—Subjecting the Indian tribes within this State, to the jurisdiction and laws of the State;

Were severally read the second time, and laid on the table.

Bill, No. 329—For the relief of the Collector of Cass county, for the year 1836; and

Bill, No. 330—For the relief of David Milburn and others;

Were severally read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry them to the Senate, and ask their concurrence.

Leave of absence was granted Mr. Puckett, from to-morrow morning.

Bill, No. 332—Authorising the building of a bridge across Lime creek, at the crossing of the Greenfield and Pendleton state road; and

Bill, No. 335—To amend an act to provide for an equitable mode of levying the taxes of this State;

Were severally read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry them to the Senate, and ask their concurrence.

Leave of absence was granted Messrs. Howell and Miller.

A message from the Governor, by Mr. Maguire, his private secretary:

MR. SPEAKER:

The Governor has approved and signed acts entitled as follows, which originated in the Senate, viz:

An act to establish a certain state road therein named, in the counties of Perry, Crawford, and Orange.

An act to establish and relocate certain state roads therein named, and for other purposes;

An act to incorporate the Wabash and Lafayette bridge company.

An act to incorporate the Eel river Manufacturing company.

An act to change the direction of the Michigan road on section 32 of said road, situated in Fulton county.

An act to amend an act entitled, an act to establish a state road from Rome, Perry county, to Jasper, in Dubois county.

An act for the relief of Seth Cushman, former collector of Sullivan county.

An act to authorize the change in the location of certain roads therein mentioned.

An act to authorize a change in part of the state road from Mooresville, by Danville, to Crawfordsville.

An act to organize the county of Wells.

An act to provide for the construction of a lock in the pool dam near Delphi.

An act supplemental to an act entitled, an act authorising the Commissioner of the Michigan road to correspond with the Commissioner of the General Land Office, in order to have the title perfected to the state of Indiana to the Michigan road grant, and for other purposes, approved January 20th, 1837; and also,

A joint resolution in relation to the public lands suspended from sale on the line of the Wabash and Erie canal, in the state of Indiana.

He has also approved and signed acts entitled as follows, which originated in the House of Representatives:

An act to provide for the improvement of the Michigan road, north of Indianapolis.

An act for the incorporation of the town of Knightstown.

An act to legalize the election of a Probate Judge, in Kosciusko county.

An act to change the name of Jamestown, in Henry county, to that of New Lisbon.

An act to vacate a part of the Indianapolis, Centreville, and Richmond state road.

An act to incorporate the town of Bloomfield.

An act to relocate a part of the state road from Vincennes to Carlisle, in Sullivan county.

An act to amend the charter of the Vevay Seminary.

An act to incorporate the Clay county Seminary.

An act to amend the act to incorporate the town of Indianapolis.

An act to amend an act entitled, an act to regulate the mode of doing county business, approved February 7th, 1835.

An act authorising Paul McCoon, William Avery, and E. F. Call, to build a dam across the Wabash river.

An act permanently fixing the line between the counties of Jefferson and Clark.

An act to authorise Samuel Colman, of Fountain county, to sell certain town lots in the town of Attica; and also, to make certain conveyances of lots now sold.

An act to provide for opening and repairing public roads and highways, in the county of Clay.

An act to relocate a part of the New Castle and Lafayette state road, in the counties of Clinton and Tippecanoe.

An act to legalize the proceedings of the Trustees of the Presbyterian church in Greensburg, in Decatur county.

An act to legalize the proceedings of the Trustees of town 6, range 1 west, in Dearborn county.

An act to legalize the proceedings of the board of Trustees of the Salem Presbyterian congregation.

An act amendatory of an act entitled, an act incorporating the Carlisle school district;

An act to repeal an act to relocate a part of the state road leading from Martinsville, in Morgan county, to Danville, in Hendricks county.

An act to locate a bridge and relocate a part of a certain state road, in the county of Vermilion.

An act to extend the jurisdiction and powers of the President and Trustees of the town of Vernon, county of Jennings.

An act to incorporate the New Albany Guards.

An act to legalize the proceedings of the Board of Commissioners of Warrick county, at their January term, 1837.

An act to change the mode of doing county business in the county of Gibson.

An act to amend an act entitled, an act to incorporate the town of Terre Haute, approved Feb. 1, 1833.

An act to encourage the apprehension of horse thieves and other fugitives from justice in the county of Washington.

An act to incorporate the Porter county Seminary.

An act to repeal so much of the act amendatory to the several acts, regulating the jurisdiction and duties of Justices of the peace, in the several counties therein named, approved Feb. 7th, 1835, as relates to the county of Vermilion.

An act to incorporate the Washington Hall company; and

An act relative to the Mount Vernon and Princeton turnpike company.

Bill, No. 338—Supplemental to an act to provide for a general system of internal improvements;

Was read the second time, and laid on the table.

Bill, No. 339—To dissolve the banns of matrimony between Willis Dearing and Susan, his wife;

Was read the second time; and,

On motion of Mr. Baird,

Indefinitely postponed.

Bill, No. 340—To locate a state road from Emanuel Hatfield's, in Green county, to Black creek bridge, in said county;

Bill, No. 342—Declaring a certain county road, in Vermilion county, a state road, and appropriating a part of the 3 per cent. fund in said county for the improvement thereof;

Bill, No. 347—To amend an act regulating the practice in Chancery; and

Bill, No. 348—To confirm the re-survey of the town of Attica, in Fountain county;

Were severally read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry them to the Senate, and ask their concurrence.

Bill, No. 349—To provide for a survey of a rail or Macadamized road from Bowlinggreen, in Spencer county, to the Great Falls of Eel river, in Greene county;

Was read the second time, and laid on the table.

Bill of the Senate, to relocate part of the state road from Noblesville to Andersonstown;

Was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk inform the Senate thereof.

Bill of the Senate, No. 39, to incorporate the Eel river steam-mill company;

Was read the second time, and referred to the committee on corporations.

Bill of the Senate, to locate a state road therein named;

Was read the second time, and referred to a select committee of Messrs. Brown of T. Odell, and Wright.

Bill of the Senate, to authorise the location of a state road from ——— to Monticello;

Was read the second time, and passed to a third reading on tomorrow.

Bill of the Senate, to locate a state road from Hathaway's mill, in Pike county, to intersect the state road.

Bill of the Senate, to locate a state road therein named; and

Bill of the Senate, to authorize Andrew Waymire to erect a mill-dam at Barren's Island, on the Wabash river;

Were severally read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk inform the Senate thereof.

Bill of the Senate, declaring Banbango creek a public highway;

Was read the second time, and passed to a third reading on tomorrow.

Bill, No. 350—Supplemental to an act entitled, an act to provide for the apportionment of Senators and Representatives in this State;

Was read the second time, and laid on the table.

Bill, No. 352—To amend an act subjecting real estate to execution, approved 4th February, 1831;

Was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Bill, No. 354—Supplemental to an act to provide for a general system of internal improvements; and

Bill, No. 359—To amend an act entitled, an act to encourage the killing of Wolves;

Were severally read the second time, and laid on the table.

Bill of the Senate, to locate a state road from Blair's mill to Kraco;

Was read the second time, and passed to a third reading on tomorrow.

Bill, No. 361—For the relief of Douglass & Noel, and others;

Was read the second time, and referred to the same committee of the whole House to which was referred the bill making specific appropriations for the year 1837.

Bill, No. 362—For the relief of Robert Hood;

Was read the second time, and laid on the table.

Bill, No. 363—Providing for the construction of a bridge in the town of Lagro;

Was read the second time, and laid on the table.

Bill, No. 365—To extend the powers of the President and Trustees of the town of Crawfordsville;

Was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Bill of the Senate, to incorporate the Patriot turnpike company;

Was read the second time, and referred to the committee on corporations.

Bill of the Senate, to authorize certain persons therein named to erect a dam across the East Fork of White river, in Lawrence county;

Was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk inform the Senate thereof.

Bill, No. 366—To amend an act entitled, an act to provide for a general system of internal improvements;

Was read the second time, and laid on the table.

Bill, No. 371—To authorize the county commissioners of Pike county, to expend the 3 per cent. fund, and for other purposes;

Was read the second time; and,

On motion of Mr. Vandever,

Amended, by striking out the 5th section.

Said bill was laid on the table.

Joint resolution, No. 375—To amend a joint resolution relative to the officers of the State Bank and its branches; and

Bill, No. 377—To amend an act relative to working public roads and highways;

Were severally read the second time, and ordered to be engrossed for a third reading on to-morrow.

Mr. Winship, from the committee on enrolled bills, reports—That they have compared the enrolled with the engrossed bills of the House of Representatives, to wit:

No. 29—An act to incorporate the Madison Hotel company;

No. 242—An act to increase the capital stock of the Lawrenceburgh bridge company;

No. 24—An act to incorporate the Eel river and Michigan road company;

And find the same truly enrolled.

Mr. Eckles, from the joint committee on enrolled bills, reports—That they have compared the enrolled with the engrossed bills of the House of Representatives, of the following titles, to wit:

No. 212—An act to amend the several acts regulating the mode of doing county business in the county of Martin;

No. 41—An act legalizing the assessment of revenue in the county of Martin;

No. 254—An act to authorize the road commissioner of Fulton county, to loan the 3 per cent. fund of said county; and

No. 256—An act to locate a state road in the county of Bartholomew, from Hope *via* Joseph Cox's and Bunnell's, to Columbus;

And find the same truly enrolled.

Mr. Winship, from the joint committee on enrolled bills, reports—That they did this day present to his Excellency, the Governor, for his approval and signature, enrolled bills of the following titles, that originated in the House of Representatives, viz:

No. 232—An act to provide for the sale of tools belonging to the Michigan road.

No. 224—An act to revive the corporation of the town of Bolingreen, in Clay county.

No. 259—An act to repeal the 20th section of the act to regulate the mode of doing county business, so far as the same relates to the county of Sullivan and Johnson.

No. 213—An act authorizing the commissioner of the reserve township of Seminary lands, in Monroe county, to cancel certain contracts therein named.

No. 190—An act declaring certain names misprints.

No. 248—An act to amend an act, to incorporate the Ohio and Indianapolis rail road company.

No. 303—An act declaring certain county roads therein named state roads.

No. 225—An act to change the name of the town of Mongoquinong, in Lagrange county, to that of Lima.

No. 125—An act to authorize the Board of Commissioners of the county of Washington, to fund at interest certain monies therein named, and for other purposes.

No. 116—An act to regulate the jurisdiction of Justices of the peace in the counties of Tippecanoe, Orange, and Warren.

No. 321—An act authorizing Richard M. Kirk, to raise his mill dam three feet higher.

No. 163—An act to amend an act entitled, an act for the regulation of the State Prison.

No. 138—An act supplemental to an act, to enable the school commissioner of the several counties of this state, to correct the returns of the collectors, (approved Feb. 1st, 1836.)

No. 272—An act declaring a certain road therein named, a state road.

No. 266—An act declaring Yellow river a public highway.

No. 297—An act to change the mode of doing county business in the county of Boon.

No. 129—An act to authorize Daniel A. Rawlings, to sell certain real estate therein named.

No. 32—An act to amend an act, to incorporate the Jeffersonville and New Albany canal company.

No. 299—An act to establish a state road.

No. 305—An act declaring a certain county road, in Vermilion county, a state road.

No. 171—An act to incorporate the Washington Hall company.

No. 317—A joint resolution for the benefit of certain French inhabitants in and near Vincennes.

No. 322—A joint resolution on the subject of sundry amendments to the Constitution of the United States.

Also, an enrolled bill of the Senate, viz:

An act to amend an act entitled, an act to incorporate the Perryville and Danville rail road company.

Bill of the Senate, for making a state road from Landing's ferry, to intersect the Patriot and Versailles state road; and

Joint resolution of the Senate, relative to the acts of Congress now on file in the office of Secretary of State;

Were severally read the second time, and passed to a third reading on to-morrow.

Mr. Crume, from the committee on canals and internal improvements, to which was referred a bill, No. 385, providing for the sale of certain reserved canal lands, (after having obtained leave) reported the same without amendment.

Which was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Mr. Walpole, from the committee on corporations, made the following report:

MR. SPEAKER,

The committee on corporations, to whom was referred bill, No. 257, an act to incorporate the town of Greenfield, in Hancock county, with one amendment, to wit:--Add section 25th; in which the concurrence of the House of Representatives is requested.

Said amendment was read and concurred in.

The rules were then dispensed with, and the bill read the third time and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Mr. Stapp made the following report:

MR. SPEAKER:

The judiciary committee to which was referred a bill of the Senate, entitled, an act amendatory of the several acts, regulating writs of foreign and domestic attachment; and an engrossed bill from the Senate, to provide that County Recorders shall furnish the Clerks of the

Circuit Court with a list of all Deeds by them recorded,—have had the same under consideration, and have directed me to report the same, without amendment.

The first bill named in the report was read a third time, and passed.

Ordered, That the Clerk inform the Senate thereof.

The second bill in the report was read a second time.

Mr. Jones moved to amend so as to provide, that the fee of the Recorder shall be 12½ cents for every hundred words over eight hundred;

Which motion did not prevail.

On motion of Mr. Eckles,

Said bill was amended, by inserting the following proviso:

Provided, That this fee shall not be allowed where the offices of Clerk and Recorder are both filled by the same person.

The question then recurring on passing the bill to a third reading,

And the ayes and noes being demanded thereon, by Messrs. Jones and Burton,

Those who voted in the affirmative are,

Messrs. Baird, Berry, Briggs, Brown of T. Burk, Burns, Conner, Cook, Curry, Eckles, Elder, Fitch, Gale, Gird, Hanna of M. Henderson, Hoobler, Hood, James, Lee of M. Longley, Matthews, Maxson, Miller, Morris, Odell, Porter, Posey, Powell, Puckett, Reeve, Riley, Rockhill, Sands, Stapp, Steele, Storm, Strain, Thornton, Vaninetre, Wines of V. and Zenor—42.

And those who voted in the negative are,

Messrs. Armstrong, Bloomfield, Boon, Breeze, Brown of S. Burton, Crume, Cunningham, Haymond, Hubbard, Huckeny, Jackson, Jones, Lee of M. Lusk, Mahan, Marshall of Jackson, McCarty of F. McCarty of P. & N. McIntire, McKinney, Nicholls, Pabody, Smith, Talbott, Vandever, Walpole, Watt, Williams, Winship, Wright, and Mr. Speaker—31.

So said bill was ordered to a third reading on to-morrow.

Leave of absence was granted Mr. Ferguson for the remainder of the session.

Mr. Strain, from the committee on roads, to which was referred a bill of the Senate, appropriating the 3 per cent. fund in certain counties therein named, reported the same with an amendment;

Which was read and concurred in.

Said bill was then read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the amendment.

Mr. Odell, from the select committee, to which was referred a bill of the Senate, to provide for a state road therein named, reported the same without amendment;

Which was read the third time and passed.

Ordered, That the Clerk inform the Senate thereof.

Mr. Walpole introduced

A bill, No. 390—To locate a state road from Greenfield, in Hancock county, to Franklin, in Johnson county;

Which was three times read, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Mr. Rockhill, from the select committee, to which was referred bill, No. 367, to promote internal improvements, reported the same with two amendments;

Which were read, and,

On the question, shall the amendments be concurred in?

It was decided in the negative.

Said bill was then laid on the table.

Mr. Hanna of M. from the committee on corporations, to which was referred a bill to incorporate the Indianapolis and Michigan city rail road company, reported the same without amendment;

Which was read the second and third times, (the rules having been dispensed with) and passed.

Ordered, That the Clerk inform the Senate thereof.

And then the House adjourned until half past 1 o'clock, P. M.

Half past 1 o'clock, P. M.

The House met,

On motion of Mr. Porter,

The following message from the Governor, with the accompanying bill, was taken from the table.

EXECUTIVE DEPARTMENT, }
Indianapolis, February 1st, 1837. }

SIR—I herewith return to the House of Representatives, “an act to incorporate the New Amsterdam Manufacturing Company.”

The 14th section of the act makes it the duty of the company to keep a book for registering and transferring the stock, and imposes a fine of one hundred dollars on any officer who shall, during all reasonable business hours, refuse to exhibit it to the stockholders or creditors; the one half of which fine is to be applied to the support of common schools, and the other moiety for the benefit of the person giving information,—to be recovered by an action of debt in any court of competent jurisdiction.

My objections to this act are, that the provisions above recited are violary of the letter as well as the spirit of the Constitution of the State. The 3d section of the 9th article of that instrument, expressly declares, that all fines assessed for any breach of the penal laws, shall be applied to the support of county seminaries, in the counties where they shall be assessed; and therefore, the forfeiture of one hundred dollars, imposed by this section, cannot be diverted from the purposes

of the Constitution, and transferred to the benefit of common schools, and of individuals, without a manifest disregard of the provisions of the article alluded to.

Respectfully,

N. NOBLE.

The Hon. C. B. SMITH, *Speaker of the House of Representatives*,

The question then recurring on the passage of the bill returned with the message,

Those who voted in the negative are,

Messrs. Armstrong, Baird, Bennett, Berry, Bloomfield, Breeze, Brown of S. Brown of T. Burk, Burns, Burton, Conner, Cook, Crume, Curry, Dowling, Elder, Evans, Gird, Graham, Hanna of M. Henderson, Hoobler, Hood, Howell, Huckleby, James, Jones, Lee of B. Lee of M. Longley, Lusk, Macey, Mahan, Marshall of Jackson, Matthews, McCarty of F. McKinney, Miller, Morris, Nicholls, Owen, Pabody, Porter, Posey, Powell, Proffitt, Reeve, Riley, Rockhill, Rush, Sands, Strain, Talbott, Thornton, Watt, Williams, Wines of V. Wines of G. & W. Winship, Wright, Zenor, and Mr. Speaker—63.

So said bill did not pass.

Leave of absence was granted Mr. Evans from to-morrow morning, for the remainder of the session.

Mr. Porter, after having obtained leave, introduced

A bill, No. 391—To incorporate the New Amsterdam Manufacturing company;

Which was three times read, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Mr. Brown of T. made the following report:

MR. SPEAKER:

The joint committee on the Canal fund, to whom was referred the Financial Reports of the Canal Fund Commissioners and of the Board of Internal Improvement, have had the same under their consideration, and now make the following report to the House:

The committee have examined all the vouchers of the several members of the Board of Internal Improvement, have compared them with their respective abstracts and accounts current, and find the same to correspond, and the reports of said Board made to the Legislature, to be accurate and correct. They have also examined the vouchers and accounts of the Commissioners of the Canal Fund, and find the same to be in accordance with the reports of said Fund Commissioners.

The committee further report, that they have examined the books and documents in the office of the Commissioners of the Canal Fund, and have compared the same with the reports made to the General

Assembly, and that the statements of the Wabash and Erie Canal fund, and the account of receipts and disbursements, and also the settlement of the accounts of the Board of Internal Improvement, the state of this fund, and the receipts and disbursements made on its account, are found to agree and correspond with the books, vouchers, and other documents, examined by the committee.

As regards other matters referred to the committee, they respectfully submit to the House, that every duty required of them has been discharged by their former report, or has been rendered unnecessary by the passage of bills by the House of Representatives.

On motion of Mr. McCarty of F.

Joint resolution, No. 380—For the benefit of the Lutheran church;
Was taken from the table.

The rules were then dispensed with, said joint resolution considered as engrossed, and read a third time; and,

On the question, shall the joint resolution pass?

And the ayes and noes being demanded thereon, by Messrs. Eckles and Jones,

Those who voted in the affirmative are,

Messrs. Armstrong, Baird, Bennett, Berry, Bloomfield, Brown of T. Burk, Conner, Cook, Crume, Curry, Dowling, Elder, Evans, Gale, Graham, Hanna of M. Haymond, Henderson, Hoobler, Hood, Howell, Hubbard, Huckleby, James, Long, Marshall of Jackson, Maxson, McCarty of F. Morris, Nicholls, Odell, Pabody, Porter, Posey, Powell, Proffitt, Reeve, Riley, Rockhill, Rush, Smith, Stapp, Storm, Strain, Talbott, Thornton, Watt, Wines of G. & W. Winship, Wright, Zenor, and Mr. Speaker—54.

And those who voted in the negative are,

Messrs. Breeze, Brown of S. Cunningham, Eckles, Jones, Longley, Lusk, Macey, Mahan, Matthews, Miller, Williams, and Wines of V. —13.

So said joint resolution passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Mr. Evans, from the committee on canals and internal improvements, to which was referred a bill of the House, No. 184, to extend the Erie and Michigan canal, with an amendment of the Senate thereto, reported the same without amendment.

Said amendment of the Senate was then concurred in.

Ordered, That the Clerk inform the Senate thereof.

Bill, No. 341—To amend an act incorporating the Lawrenceburgh and Indianapolis rail road company;

Was read the second time, and indefinitely postponed.

A message from the Senate, by Mr. Test, their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed engrossed bills of the House, entitled as follows, viz:

No. 148—An act to incorporate the Indianapolis master carpenters and joiners association;

No. 304—An act incorporating the Evansville Trust company;

No. 249—An act authorizing William McIlvain to build a mill-dam across White river;

No. 312—An act to incorporate the Lafayette and Michigan city turnpike company;

No. 298—An act to incorporate the Brownstown insurance company;

No. 315—An act distributing the 3 per cent. fund belonging to Parke county;

No. 268—An act to vacate a part of a certain state road, and to relocate a part of another state road, in the county of Vermilion;

Each with amendments, in which the concurrence of the House is requested.

The Senate have also passed engrossed bills of the House, without amendment, entitled as follows, viz:

No. 318—An act to incorporate the town of Cleaveland, in Tippecanoe county;

No. 265—An act to incorporate the Fountain county Insurance company—the Williamsport, Warren county, Insurance company, and the Rockville, Parke county, Insurance company;

No. 290—An act for the establishment of titles to lots in the town of Merom, Sullivan county;

No. 240—An act authorizing the Guardian of the heirs of Edward Elliott, deceased, to sell real estate therein named;

No. 107—An act to incorporate the Evansville Manufacturing and Dry-dock company;

No. 292—An act amendatory of an act entitled, an act to amend the charter, and define the powers and duties of the President and Trustees of the town of Evansville, approved Feb. 8th, 1836;

No. 288—An act authorizing the school commissioners to draw from the State Treasury certain monies therein named;

No. 262—An act to drain the swamps and low lands north east of Indianapolis.

Amendment of the Senate to bill No. 148—to incorporate the Indianapolis Masters and Joiners company;

Was read and concurred in.

Ordered, that the clerk inform the Senate thereof;

The amendments of the Senate to bill No. 304—incorporating the Evansville Trust company;

Were severally read and concurred in.

The amendments of the Senate to bill No. 249—authorizing William Melvain to build a dam across White river;

Bill No. 312—to incorporate the Lafayette and Michigan city turnpike company;

Bill No. 312—distributing the 3 per cent, fund belonging to Parke county; and

Bill No. 298—to incorporate the Brownstown insurance company;

Bill No. 258—to vacate a part of a certain state road, and to relocate a part of another certain state road in Vermilion county;

Were severally read and concurred in.

Ordered, that the Clerk inform the Senate thereof.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am directed to inform the House of Representatives, that the Senate has passed an engrossed bill of the Senate, No. 74, entitled, a bill to amend an act to incorporate the Logansport and Eel river bridge company, approved Feb. 5th, 1836;

In which the concurrence of the House is respectfully requested.

Bill of the Senate No. 94—to amend an act to incorporate the Logansport and Eel river bridge company;

Was read three times, [the rules having been dispensed with] and passed.

Ordered, that the Clerk inform the Senate thereof.

A message from the Senate by Mr. Test their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed engrossed bills of the Senate, entitled as follows, viz:

No. 57—an act to amend an act entitled, an act allowing and regulating the writ of *ad quod damnum*, approved Dec. 20, 1823;

An act to amend an act entitled, an act to organize probate courts, and defining the powers and duties of executors, administrators and guardians, approved Feb. 10, 1831;

No. 48—an act amendatory of an act entitled, an act relative to crime and punishment, approved Feb. 10, 1837;

No. 71—an act to amend an act entitled, an act to provide for a general system of internal improvements, approved Jan. 27, 1836;

An act amendatory of an act entitled, an act for opening and repairing public roads and highways, approved, Feb. 10, 1836;

No. 72—an act to amend an act entitled, an act to incorporate the Buffalo and Mississippi rail road company, approved Feb. 6th, 1835;

No. 75—an act declaring a certain road therein named a state road;

An act legalizing an election for the sale of the 16th section in congressional township No. 3, north of range No. 2 west, in Lawrence county;

No. 77—an act to amend an act entitled, an act for the incorporation of public libraries, approved Dec. 17, 1816;

An act to amend an act entitled, an act to incorporate the Turkey Plain manufacturing company;

No. 68—an act to incorporate the Indianapolis female institute;

An act to locate a state road in Laporte county;

An act authorizing the sale of certain seminary lands in Monroe county;

An act to preserve the fire engine at Indianapolis;

To all of which engrossed bills of the Senate, the concurrence of the House is requested.

The Senate have also passed engrossed bills of the House entitled as follows, viz:

No. 269—entitled, an act to provide for the erection of a bridge over the west fork of White water river at Connersville;

No. 42—entitled, an act to legalize the proceedings of the probate court of Dearborn county;

No. 56—entitled, an act to incorporate the Lawrenceburgh and Tanners creek bridge company;

No. 282—entitled, an act relative to the Tippecanoe battle ground;

No. 212—entitled, an act to amend the several acts regulating the mode of doing county business in the county of Martin;

No. 41—entitled, an act legalizing the assessment of the revenue in the county of Martin;

The first with an amendment in which the concurrence of the House is respectfully requested;

And the others without amendment.

The amendment of the Senate to the bill of the House, No. 269—to provide for the erection of a bridge over the west fork of White water river at Connersville;

Was read and concurred in, with an amendment.

Ordered, that the clerk inform the Senate thereof, and ask their concurrence.

Bill of the Senate authorizing the sale of certain seminary lands in Monroe county;

Bill of the Senate legalizing an election for the sale of Sec. 16 in congressional township No. 3, north of range No. 2 west in Lawrence county;

Bill of the Senate No. 68—to incorporate the Indianapolis Female Institute;

Bill of the Senate to preserve the fire engine, at Indianapolis; and

Bill of the Senate to locate a state road in Laporte county;

Were severally three times read [the rules having been dispensed with] and passed.

Ordered, That the Clerk inform the Senate thereof.

Bill of the Senate No. 57—to amend an act allowing and regulating a writ of *ad quod damnum*, approved Dec. 20, 1823; and

Bill of the Senate to amend an act to organize probate courts, and defining the duties of administrators, executors and guardians;

Were severally twice read (the rules having been dispensed with) and referred to the committee on the judiciary.

Bill of the Senate No. 48—amendatory of an act relative to crime and punishment;

Was twice read (the rules having been dispensed with) and laid on the table.

Bill of the Senate, No. 71—to amend an act to provide for a general system of internal improvements;

Was twice read, (the rules having been dispensed with)

Mr. Proffitt moved to indefinitely postpone said bill,

When,

Mr. Storm called the previous question,

Which was sustained;

And the main question ordered to be put, to-wit:

‘Shall the bill pass to a third reading?’

The ayes and noes being demanded thereon by Messrs. Eckels and Burton,

Those who voted in the affirmative are,

Messrs. Armstrong, Briggs, Brezer, Brown of S. Brown of T. Burns, Burton, Conner, Cook, Crume, Cunningham, Dowling, Eckels, Fitch, Gale, Gird, Hanna of M. Henderson, Hoobler, Howell, Huckleby, James, Lee of B. Longley, Lusk, Mahan, Miller, Nicholls, Pabody, Porter, Powell, Reeve, Riley, Rockhill, Rush, Sands, Smith, Steele, Storm, Strain, Talbott, Walpole, Watt, Williams, Wines of G. & W. Winship, Wright and Zenor—49.

And those who voted in the negative are,

Messrs. Bennett, Berry, Bloomfield, Burk, Currey, Elder, Graham, Guard, Haymond, Hubbard, Lee of M. Long, Macey, Marshall of Jeff. Matthews, Maxson, McCarty of F. Morris, Odell, Posey, Proffitt, Stapp, Thornton, Vandever, Wines of V. and Mr. Speaker—27.

So said bill passed to a third reading on to-morrow.

Bill of the Senate No. 77—to amend an act for the incorporation of public libraries;

Bill of the Senate No. 72—to amend an act to incorporate the Buffalo and Mississippi rail road company, approved Feb. 6, 1835;

Bill of the Senate No. 74—declaring a certain road therein named, a state road;

Bill of the Senate to amend an act to incorporate the Turkey Plain manufacturing company;

Were severally read the first time and passed to a second reading on to-morrow.

Bill of the Senate amendatory of an act, for opening and repairing public roads and highways;

Was twice read (the rules having been dispensed with) and referred to a select committee of Messrs. McCarty of F. Porter and Zenor.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that the Senate has passed a bill of the House, entitled,

No. 246—an act to amend an act entitled, an act to incorporate Michigan city, with sundry amendments,

In which the concurrence of the House is requested.

The amendments of the Senate to the bill of the House, No. 246—to amend an act entitled, an act to incorporate Michigan city;

Were severally read and concurred in.

Ordered, that the Clerk inform the Senate there.

The joint resolution of the House, No. 374—to amend and explain a joint resolution passed and approved at the present session of the General Assembly, entitled

A joint resolution relative to the officers of the State Bank and branches,

Was taken up, read a third time and passed.

Ordered That the Clerk carry it to the Senate and ask their concurrence.

And then the House adjourned till to-morrow morning half past 8 o'clock.

FRIDAY MORNING, February 3, 1836, }
Half past 8 o'clock. }

The House met pursuant to adjournment.

Mr. Brown of T. presented the petition of Jordan Knight and others, citizens of the county of Tippecanoe, praying the location of a state road from Isley's mill *via* Harrisonville, to intersect the state road from Lafayette to the state line, in the direction of Chicago;

Which was read and referred to a select committee of Messrs. Brown of T. and Odell.

Mr. Brown of T. made the following report:

MR. SPEAKER:

The judiciary committee to whom was referred an engrossed bill of the Senate, No. 57, entitled, an act to amend an act allowing and regulating the writ of *ad quod damnum*, approved Dec. 20. h 1823; have had the same under their consideration, and report to the House a resolution, that the same be indefinitely postponed;

Which was read, and
Said bill was indefinitely postponed.
Mr. Brown of T. made the following report:

MR. SPEAKER:

The committee on the judiciary to whom was referred an engrossed bill of the Senate entitled, an act to amend an act to organize probate courts and defining the powers and duties of executors, administrators and guardians, approved February 10th, 1831, have had the same under their consideration, and report it to the House without amendment;
Which was read.

On motion of Mr. Brown of T.,
(The rules were dispensed with) said bill read the third time and passed.

Ordered, that the Clerk inform the Senate thereof.
Mr. Marshall of Jeff. made the following report:

MR. SPEAKER,

The judiciary committee to which was referred the petition of sundry persons citizens of Switzerland county, praying the establishment of an additional ferry across the Ohio river at Vevay in said county, have according to order, had that subject under consideration, and are of opinion that the board doing county business, has power to establish the ferry prayed for, and have therefore directed me to report, that it is inexpedient to legislate on that subject.

Mr. Brown of T. made the following report:

MR. SPEAKER,

The select committee to whom was referred the petition of Jordan Knight and others, citizens of Tippecanoe county, praying the location of a state road from Isley's mills on Wild cat creek, *via* Harrisonville, to intersect the state road leading from Lafayette, to the state line in the direction towards Chicago, have had the same under their consideration, and report to the House in compliance with the prayer of the petitioners,

Bill, No. 391—entitled, a bill to locate a state road from Isley's mills to intersect the state road leading from Lafayette to the state line in the direction towards Chicago;

The said bill was three times read [the rules having been dispensed with] and passed.

Mr. McCarty of F. made the following report:

MR. SPEAKER,

The select committee to which was referred a bill amendatory of an act entitled,

An act for opening and repairing public roads and highways, approved Feb. 10, 1831, have according to order had the same under consideration, and have directed me to report the bill back to the House without amendment;

Said bill was laid on the table.

Mr. Hanna of M from the committee on corporations, made the following report:

MR. SPEAKER:

The committee on corporations to whom an act to incorporate the trustees of the New Albany seminary; and

An act to incorporate the Patriot turnpike company, have had those bills under consideration, and directed me to report them back to the House without amendment;

Said bills were severally read the third time, [the rules having been dispensed with] and passed.

Ordered, that the Clerk carry them to the Senate and ask their concurrence.

On motion of Mr. Morris,

Resolved, That a select committee be appointed to examine the statement made in the 'Democrat' of yesterday, by the Post Master at this place, relative to the private postage of the Auditor of public accounts, and that said committee have leave to send for papers and persons;

Whereupon,

The Speaker appointed Messrs. Stapp, Thornton and Graham, that committee.

On motion of Mr. Crume,

Mr. Brown of T. was added to said committee.

On motion of Mr. Thornton,

Mr. Crume was also added to that select committee.

On motion of Mr. Currey,

The vote taken on the rejection of the bill of the Senate, to change the name of South bend to that of Otulga;

Was reconsidered.

The question then recurring on the rejection of said bill;

It was decided in the negative.

Said bill was read a second time, and

On motion of Mr. Morris,

Amended by adding to it the following:

This act to take effect and be in force, from and after its publication in the news paper at South Bend;

[The rules were then dispensed with] the bill read a third time and passed.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the amendment.

On motion of Mr. Evans,

Messrs. Marshall of Jeff. and Jones, were added to the select com.

mittee appointed to examine the charges made by the Post Master against the Auditor of State under a resolution of this House—and Mr. Stapp was excused from serving on said committee.

Mr. Vandever, having obtained leave, introduced a bill No. 392—to appropriate the unexpended balance of the 3 per cent. fund in Orange county;

Which was read three several times (the rules having been dispensed with) and passed.

Ordered, That the clerk carry it to the Senate and ask their concurrence.

Mr. Burton, having obtained leave, presented the petition of sundry citizens of Clay county, praying a change in the mode of doing county business in said county;

Which was read and laid on the table.

On motion of Mr. Brown of T,

Resolved, Unanimously, that the thanks of this House be presented to Caleb B. Smith, Esq. for the impartial, able and dignified, manner in which he has discharged the duties of Speaker of the House of Representatives, during the present session of the General Assembly.

The following report was made by Mr. Morris from a select committee:

MR. SPEAKER:

The select committee to which was referred a bill to amend an act entitled an act, to establish a state library, approved Feb. 10th, 1831, have had the same under consideration, and have instructed me to report the same back with one amendment: to strike out in the first section, the word "three," and insert in lieu thereof, the word "two;" in which amendment the committee ask the concurrence of the House.

Said amendment was read and concurred in.

The rules were then dispensed with, said bill read a third time, and on the question Shall said bill pass?

The ayes and noes being demanded by Messrs. Posey and Hoobler,

Those who voted in the affirmative are,

Messrs. Bloomfield, Briggs, Brown of S. Brown of T., Burk, Conner, Cook, Dowling, Eckles, Elder, Fitch, Gird, Guard, Hanna of M. Haymond, Henderson, Hood, Howell, Hubbard, James, Longley, Macey, Marshall of Jack. Marshall of Jeff, Mixson, McCarty of F. McIntire, McKinney, Morris, Owen, Powell, Rockhill, Sands, Stapp, Storm, Talbott, Thornton, Wines of G. and W. Wright and Mr. Speaker—39.

And those who voted in the negative are,

Messrs. Armstrong, Baird, Bennett, Berry, Boone, Breeze, Burns, Burton, Crume, Cunningham, Curry, Graham, Hoobler, Huckleby,

Lee of M. Lusk, Mahan, Matthews, Miller, Odell, Posey, Reeve, Riley, Rush, Steele, Strain, Vandever, Watt, Williams, Winship and Zenor—31.

So said bill passed.

Ordered, That the clerk carry it to the Senate and ask their concurrence.

Mr. Eckles, from the joint committee on enrolled bills, reports, that they have compared enrolled bills of the senate, of the following titles, to-wit:

An act to incorporate the Mount Vernon Insurance Company.

An act to appropriate the three per cent. fund in certain counties therein named;

With the engrossed, and find the same truly enrolled.

Whereupon,

The Speaker signed said bills.

Ordered, That the Clerk carry them to the Senate for the signature of their President.

Mr Burton, from the joint committee on enrolled bills, reports, that they have compared the enrolled with the engrossed Bills of the following titles, viz:

No. 320—an act to incorporate the New Amsterdam Manufacturing Company.

No. 50—an act to incorporate the Hartford Steam Mill and Manufacturing Company.

No. 186—an act to incorporate the Jeffersonville Iron Manufacturing Company.

No. 293—an act to incorporate the Richmond Trading and Manufacturing Company;

And find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry them to the Senate for the signature of their President.

Mr. Burns moved to take from the table a report from the Board of Internal Improvement, made in compliance with a resolution of this House;

Which motion did not prevail.

Bill of the Senate to locate a state road therein named;

Bill of the Senate to establish the state road therein named;

Bill of the Senate, to relocate a state road therein named; and

Bill of the Senate to incorporate the Laurel Academy;

Were severally read the third time and passed.

Ordered, That the Clerk inform the Senate thereof.

Bill N. 332, to authorize the building of a bridge over Sugar Creek at the crossing of the Greenfield and Pendleton state road, in Hancock county;

Was read the third time and laid on the table.

Bill of the Senate to amend an act entitled an act to provide for a general system of internal improvements;

Was read the third time.

Mr. Storm called the previous question;

Which was sustained; and the main question ordered to be put, to-wit: "Shall the bill pass?"

And the ayes and noes being demanded by Messrs. Posey and Eckles,

Those who voted in the affirmative are,

Messrs. Armstrong, Briggs, Brown of S. Brown of T. Burns, Cook, Crume, Dowling, Eckles, Fitch, Gale, Gird, Hanna of M. Henderson, Hoobler, Hood, Howell, Huckleby, James, Longley, Lusk, Mahan, Marshall of Jack. McIntire, Miller, Nicholls, Owen, Pabody, Porter, Posey, Powell, Reeve, Riley, Rockhill, Rush, Sands, Smith, Steele, Storm, Talbott, Walpole, Watt, Winship, Wright and Zenor,—45.

And those who voted in the negative are,

Messrs. Bennett, Bloomfield, Boon, Burk, Burton, Conner, Cunningham, Curry, Depaw, Elder, Evans, Graham, Guard, Haymond, Hubbard, Jones, Lee of B. Lee of M. Macey, Marshall of Jeff. Matthews, Maxson, McCarty of F. Morris, Odell, Stapp, Strain, Thornton, Vandever, Williams, Wines of V,—32.

So said Bill passed.

Ordered that the Clerk inform the Senate thereof.

Mr. Eckles, from the joint committee on enrolled bills reports, that they have compared the enrolled with the engrossed bills of the House of Representatives, of the following titles, to-wit:

No. 318—an act to incorporate the town of Cleveland, in Tippecanoe county.

No. 306—an act attaching the county of Newton to the county of Porter for judicial purposes.

No. 240—an act authorising the Guardian of the heirs of Edward Elliott, jun., deceased, to sell real estate therein named; and

No. 249—an act to authorize William M'Ilvain to build a mill dam across White River;

And find the same truly enrolled.

Whereupon,

The Speaker signed said bills.

Ordered, that the Clerk carry them to the Senate for the signature of their President.

Mr. Burton from the committee on enrolled bills, reports that they have compared the enrolled with the engrossed bills of the House, to-wit:

No. 282—an act relative to the Tippecanoe Battle Ground.

No. 255--an act to locate a part of the Richmond and Fort Wayne state road;

No. 315--An act distributing the three per cent. fund belonging to Parke county;

No. 42--an act to legalize the proceedings of the probate court of Dearborn county;

And find the same truly enrolled;

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry them to the Senate for the signature of their President.

Bill No. 336--to amend the 2nd section of an act to provide for an equitable mode of levying the taxes of this State; and

Bill No. 344--to establish a certain state road therein named;

Were severally read the third time and passed.

Ordered, that the Clerk carry them to the senate and ask their concurrence.

Bill of the Senate to authorize the location of a state road from Rochester to Monticello.

Bill of the Senate declaring Banbango creek a public highway; and

Joint resolution of the Senate relative to the acts of Congress now on file in the office of the Secretary of State;

Were severally read the third time and passed.

Ordered, That the Clerk inform the Senate thereof.

Bill No. 377--to amend an act relative to working public roads and highways.

Bill of the Senate for making and locating a state road from Landing's Ferry, to intersect the Patriot and Versailles state road; and

Bill of the Senate to provide that Recorders shall furnish Clerks of circuit courts with lists of all the deeds by them recorded;

Were severally read the third time and laid on the table.

Bill of the Senate to amend an act to incorporate the Turkey Plain manufacturing company;

Bill of the Senate, No. 75, declaring a certain road a state road;

Bill of the Senate, No. 72, to amend an act entitled, an act to incorporate the Buffalo and Mississippi rail road company; and

Bill of the Senate to amend "an act for the incorporation of Public Libraries;

Were severally read the second and third times (the rules having been dispensed with) and passed.

Ordered that the clerk inform the Senate thereof.

A message from the Senate by Mr. Test their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed engrossed bills of the House entitled as follows, viz:

No. 280—an act to incorporate the Peru, Mexico and Rochester turnpike company.

No. 343—an act to incorporate the Indianapolis, Lebanon and Lafayette turnpike company.

No. 230—an act to amend an act entitled, an act to regulate the fees and salaries of the several officers and persons therein named.

No. 350—an act to provide for the construction of a bridge over the East Fork of White Water River, at Brownsville.

No. 165—an act for the preservation of the State House, and for other purposes.

The two first without amendment, and the three last with amendments, in which the concurrence of the House is requested.

Also, the Senate have concurred in the amendments made in the House, to the engrossed bill of the Senate, entitled

An act to appropriate the three per cent. fund in certain counties therein named.

On motion,

The House refused to concur in the amendment of the Senate to the bill of the House, No. 230, to amend an act regulating the fees and salaries of certain officers and other persons therein named.

Ordered, That the Clerk inform the Senate thereof.

The amendments of the Senate to the bill, No. 350, to provide for the construction of a bridge over the East Fork of White Water river at Connersville; and

Bill No. 165, for the preservation of the State House, and for other purposes;

Were severally read and concurred in.

Ordered, That the clerk inform the Senate thereof.

Mr. Eckles, from the joint committee on enrolled bills, reports, that they did this day present to His Excellency, the Governor, for his approval and signature, bills of the following titles, that originated in the House of Representatives, viz:

No. 315—an act distributing the three per cent. fund belonging to Parke county.

No. 282—an act relative to the Tippecanoe Battle Ground.

No. 255—an act to locate a part of the Richmond and Fort Wayne state road.

No. 42—an act legalizing the proceedings of the probate court of Dearborn county.

No. 271—An act authorizing the relocation of a certain state road in Hancock County.

No. 270—an act to amend an act entitled an act to incorporate the Wayne and Union turnpike road company, and to incorporate the Richmond and Minceytown turnpike road company.

No. 256—an act to locate a state road in the county of Bartholomew, from Hopevix Joseph Cox's and Thomas Bunnell's to Columbus.

No. 254—an act to authorize the road commissioner of Fulton county to loan the three per cent. fund of said county.

No 242—an act to increase the capital stock of the Lawrenceburgh Bridge Company.

No. 212—an act to amend the several acts regulating the mode of doing county business in the county of Martin.

No. 41—in act legalizing the assessment of the revenue in the county of Martin.

No. 29—an act to incorporate the Madison and Lawrenceburgh Hotel Company.

No. 21—an act to incorporate the Eel river and Michigan Road Company.

A message from the Governor, by Mr. Maguire his private secretary:

MR. SPEAKER:

The Governor has approved and signed acts of the following titles, which originated in the House of Representatives, viz:

No. 32—an act to amend an act to incorporate the Jeffersonville and New Albany canal company.

No. 116—an act to regulate the jurisdiction of justices of the peace in the counties of Tippecanoe, Orange and Warren.

No. 129—an act to authorize Daniel A. Rawlings to sell certain real estate therein named.

No. 133—an act supplemental to an act to enable the school commissioners of the several counties of this State, to correct the returns of the collectors, approved Feb. 1, 1835.

No. 190—an act declaring certain names misprints.

No. 235—an act to change the name of the town of Mongoquinong, in Lagrange county, to that of Lima.

No. 213—an act authorizing the commissioner of the reserve township of seminary lands in Monroe county to cancel certain contracts

No. 224—in act to revive the corporation of the town of Bowling-green, in Clay county.

No. 232—in act to provide for the sale of tools belonging to the Michigan road fund.

No. 248—in act to amend an act to incorporate the Ohio and Indianapolis rail road company.

No. 259—in act to repeal the 20th section of the act to regulate the mode of doing county business, so far as the same relates to the counties of Sullivan and Johnson.

No. 272—an act declaring a certain road therein named a state road.

No. 303—an act declaring certain county roads therein named state roads.

No. 266—an act declaring Yellow River a public highway.

No. 237—an act to change the mode of doing county business in the county of Boon.

No. 305—an act declaring a certain county road in Vermilion county a state road.

No. 321—an act authorizing Richard M. Kirk to raise his mill dam three feet higher.

No. 317—a joint resolution for the benefit of certain French inhabitants in and near Vincennes.

No. 322—a joint resolution on the subject of sundry amendments of the constitution of the United States.

And also an act to amend an act entitled an act to incorporate the Perrysville and Danville rail road company; which originated in the Senate.

Mr. Gale, having obtained leave, introduced

A bill, No. 393, to authorize the sale of a certain school section in Lagrange county;

Which was three times read (the rules having been dispensed with) and passed.

Ordered, That the clerk inform the Senate and ask their concurrence.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives that they have passed engrossed bills of the House entitled,

No. 375—an act to change the mode of doing county business in Johnson county;

No. 373—an act to authorize James Alexander, former collector of Monroe county, yet to collect any taxes remaining due and unpaid, in said county, for the year or years for which said Alexander was Collector;

The first with an amendment in which the concurrence of the House is requested; the other without amendment.

Also they have passed an engrossed bill of the Senate entitled "an act to incorporate the town of Shelbyville, in Shelby county; to which also they request the concurrence of the House.

The amendment of the Senate to bill No. 375, to change the mode of doing county business in Johnson county;

Was read and concurred in.

Ordered, That the clerk inform the Senate thereof.

Bill of the Senate, to incorporate the town of Shelbyville, in Shelby county;

Was three times read (the rules having been dispensed with) and passed.

Ordered, That the clerk inform the senate thereof.

A message from the Senate by Mr. Liston, a member:

MR. SPEAKER,

The Senate have passed an engrossed bill of the House, entitled an act to regulate the disbursement of the three per cent. fund in the unorganized counties; without amendment.

Mr. Haymond, having obtained leave, presented the petition of N. D. Gallion, and others, praying a change in the plan of constructing the locks on the *White Water* canal;

Which was read and laid on the table.

Mr. Rockhill, having obtained leave, introduced

A bill, No. 294, to incorporate the St. Mary's Bridge Company;

Which was three times read (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate and ask their concurrence.

And then the House adjourned till half past 1 o'clock, P. M.

Half past 1 o'clock, P. M.

The House met.

On motion of Mr. Maxson,

The vote taken on the passage of the bill of the Senate, to amend an act to incorporate the Buffalo and Mississippi rail road company;

Was reconsidered.

Said bill was then referred to a select committee of Messrs. Maxson, Brown of T. and Crume.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives that they have concurred in the amendments of the House to the amendment of the Senate to the bill of the House entitled,

No. 233—"An act to provide for distributing so much of the surplus revenue of the United States, as the state of Indiana may be entitled to by virtue of an act of Congress, approved June 23, 1836, except the 2d, and 3d, to which they disagree, the 4th, 6th, 7th, and 8th, with amendments to which the concurrence of the House is requested.

The 4th, and 6th, amendments of the Senate to bill,

No. 233—to provide for distributing so much of the surplus revenue of the United States as the State of Indiana may be entitled to by virtue of an act of Congress, approved 23d June, 1836;

Were severally read and concurred in.

On motion of Mr. Proffitt,

The House insisted on their amendment to the 4th section of the Senate's amendment to said bill;

Mr. Proffitt moved that the House recede from their second amendment to the Senate's amendment to said bill;

And the ayes and noes being demanded thereon by Messrs. Crume and Eckels,

Those who voted in the affirmative are,

Messrs, Baird, Burton, Evans, Gale, Graham, Hood, Howel, Huck-

eby, Jones, Maxon, Proffitt, Riley, Sands, Storm and Wines of G.&W.
—15.

And those who voted in the negative are,

Messrs. Armstrong, Bennett, Berry, Bloomfield, Boone, Breeze, Brown or S. Brown of T. Burns, Conner, Cook, Crume, Cunningham, Depew, Eckles, Elder, Fitch, Gird, Guard, Hanna of M. Haymond, Hoobler, Hubbard, James, Lee of B. Longly, Luck, Macy, Mahan, Mathews, McCarty of F. McIntire, McKinney, Miller, Morris, Nicholls, Owen, Pabody, Porter, Posey, Reeve, Rush, Smith, Stapp, Steele, S rain, Talbott, Thornton, Vandever, Walpole, Watt, Williams, Wines of V. Winship and Zenor—56.

So the House did not recede from their said amendments.

On motion of Mr. Stapp,

The House insisted on their said amendment to the 2d section of the Senate's amendment to said bill,

On motion of Mr. Vandever,

The House insisted on all their amendments to the 25th section of the Senate's amendment to said bill.

The 7th amendment of the Senate to the amendment of the House,

Was read and concurred in, with an amendment—by striking it out from the proviso, in the 34th section.

Ordered, That the Clerk inform the Senate thereof, and request their concurrence in the amendment of the House.

Mr. Max-on, from the select committee, to which was referred the bill of the Senate, No. 72, to amend an act to incorporate the Buffalo and Mississippi rail road company, reported the same with one amendment:

Which was read and concurred in.

Said bill was then read a third time, and passed.

Ordered, That the Clerk inform the Senate thereof.

Mr. Winship, from the joint committee on enrolled bills, reports—That they did this day present to His Excellency, the Governor, for his approval and signature, enrolled bills of the following titles, viz:

No. 30—An act supplemental to an act entitled, an act to provide for a general system of internal improvement, approved January 27th, 1836.

No. 345—An act to authorize the Vermilion circuit court to change the venue in a certain case therein named.

No. 137—An act to incorporate the White river bridge company.

No. 161—An act to legalize the Deed of donation made by Peter C. Van Slyke to the town of Bloomfield, and for other purposes.

No. 247—An act to vacate a part of two state roads in the county of Parke.

No. 294—An act to legalize the appointment of Assessor for the county of Vigo, and to authorize the Board doing county business of said county, to hold a special session to receive the assessment roll,

and to appoint a collector to collect the revenue for said county for the year 1836.

No. 213—An act authorizing the county board of Dearborn county to levy tax for building bridges and improving roads, in said county.

No. 370—An act to appropriate part of the 3 per cent. fund, in Bartholomew county.

No. 275—An act repealing a part of an act to provide for the removal of the obstructions of Eel river, approved Jan. 4th, 1830.

No. 310—An act to locate a certain state road therein named.

No. 259—An act to change the road commissioner on the state road from John Perkins' in Rush county, to Napoleon, in Ripley county.

No. 353—An act to amend an act entitled, an act regulating the fees and salaries of the several officers and persons therein named, approved, Feb. 7th, 1831.

No. 261—An act to locate a state road from Portland, on the National road, to the Michigan road, in Shelby county.

No. 383—An act to locate a state road from Rossville, in Clinton county, to Americus, in Tippecanoe county.

No. 267—An act to authorize the mutual transfer of certain school funds, between the townships of Eel and Noble, in Cass county.

A message from the Governor, by Mr. Maguire, his private secretary:

MR. SPEAKER,

The Governor has approved and signed acts, which originated in the House of Representatives, entitled as follows, to wit:

An act to authorize the Board of Commissioners of Washington county, to fund at interest certain monies therein named, and for other purposes.

No. 315—An act authorizing the Vermilion circuit court, to change the venue in a certain case therein named.

No. 209—An act to establish a state road.

No. 30—An act supplemental to an act entitled, an act to provide for a general system of internal improvement, approved Jan. 27th, 1836.

No. 217—An act to vacate a part of two state roads, in the county of Parke.

No. 161—An act to legalize the Deed of donation made by Peter C. Van Slyke to the town of Bloomfield, and for other purposes.

No. 213—An act authorizing the county board of Dearborn county, to levy a tax for building bridges and improving roads, in said county.

No. 275—An act repealing a part of an act, to provide for the removal of obstructions to the navigation of Eel river, approved January 4th, 1830.

No. 370—An act to appropriate part of the 3 per cent. fund of Bartholomew county.

No. 310—An act to locate a certain state road therein named.

No. 259—An act to change the road commissioner on the state

road from John Perkins', in Rush county, to Napoleon, in Ripley county.

No. 353—An act to amend an act entitled, an act regulating the fees and salaries of the several officers and persons therein named.

No. 137—An act to incorporate the White river bridge company.

No. 283—An act to locate a state road from Rossville, in Clinton county, to Americus, in Tippecanoe county.

No. 261—An act to locate a state road from Portland, on the National road, to the Michigan road, in Shelby county.

No. 3—An act providing for the mode of electing United States' Senators, and for other purposes.

No. 163—An act to amend an act entitled, an act for the regulation of the State Prison.

No. 267—An act to authorise the mutual transfer of certain school funds, between the townships of Eel and Noble, in Cass county.

No. 394—An act to legalize the appointment of an Assessor for the county of Vigo, and to authorize the Board doing county business of said county, to hold a special session to receive the assessment roll, and to appoint a Collector to collect the revenue of said county, for the year 1836.

Mr. Winship, from the joint committee on enrolled bills, reports that they have compared the enrolled with the engrossed bills of the House of Representatives of the following titles, to-wit:

No. 56—an act to incorporate the Lawrenceburgh and Tanner's Creek Bridge Company.

No. 181—An act to extend the Erie and Michigan canal.

No. 268—An act to vacate a part of a certain state road, and to re-locate a part of another state road in the county of Vermilion.

No. 333—an act appropriating a part of the three per cent. fund in the counties therein named, and for other purposes.

No. 288—an act authorizing the school commissioners to draw from the State Treasury certain monies therein named.

No. 290—an act for the establishment of titles to lots in the town of Merom, Sullivan county.

No. 262—an act to drain the swamps and low lands northeast of Indianapolis.

No. 69—an act appropriating a portion of the three per cent. fund due Hancock county, and for other purposes.

No. 292—an act amendatory of an act, to amend the charter and define the powers and duties of the President and Trustees of the town of Evansville, approved February 8, 1835.

No. 375—an act to change the mode of doing county business in Johnson county;

And find the same truly enrolled.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representa-

tives, that the Senate has passed an engrossed bill of the House, entitled, An act to relocate the seat of justice in the county of Noble;

In which the concurrence of the House of Representatives is respectfully requested.

Bill of the Senate, to relocate the county seat of Noble county;

Was three times read [the rules having been dispensed with] and passed.

Ordered, That the Clerk inform the Senate thereof.

A message from the Senate by Mr. Test, their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have concurred in the amendments of the House to the engrossed bills of the House, entitled as follows:

An act to incorporate the Crawfordsville and Terre Haute turnpike company.

An act to amend an act to provide for an equitable mode of levying the taxes of the State, approved Feb. 8, 1836.

An act to authorize certain persons therein named to erect a dam across the East Fork of White River in Lawrence county.

An act to amend the 34th section of an act relative to crime and punishment, approved Feb. 10, 1831.

Also, they have passed engrossed bills of the Senate entitled as follows, viz:

An act authorizing the Board of Internal Improvement to lease certain surplus water to John B. Bequith, and his heirs.

An act to change the times of holding the circuit courts in the 7th judicial circuit;

In which they request the concurrence of the House of Representatives.

Also, they have concurred in the amendment of the House to the engrossed bill of the Senate, entitled

An act to establish certain state roads therein named;

With an amendment, in which the concurrence of the House is requested.

Also they have passed a joint resolution of the House, entitled,

No. 289—a joint resolution providing for the election of a public printer to each House of the General Assembly, and fixing the prices and compensation of said officers;

With sundry amendments, in which the concurrence of the House is requested.

Also they have passed engrossed bills of the House, without amendment, entitled as follows, viz:

No. 383—an act to incorporate the Michigan and St. Joseph rail road company.

No. 181—an act to incorporate the Vincennes and Terre Haute turnpike company.

No. 392—an act to appropriate the unappropriated balance of the three per cent. fund appropriated to the county of Orange.

No. 329—an act for the relief of the Collector of Cass county for 1836.

No. 324—an act appropriating a portion of the three per cent. fund hereafter coming to Vigo county to the construction of a certain bridge therein named.

No. 391—an act to incorporate the New Amsterdam *Manufacturing Company*.

No. 34—an act declaring a certain county road a state road, and appropriating a part of the three per cent. fund belonging to the county of Vermilion to improve the same.

No. 330—an act for the relief of Daniel Milburn and others.

No. 385—an act to authorize the Board of Internal Improvement to sell certain reserved lands.

Also, No. 374—a joint resolution to amend and explain a joint resolution, passed and approved at the present session of the General Assembly aforesaid, entitled a joint resolution relative to officers of the State Bank and Branches.

Bill of the Senate, to authorize the Board of Internal Improvements to lease certain water power to John B. Bequitle and his heirs;

Was twice read (the rules having been dispensed with) and laid on the table.

Bill of the Senate, to change the time of holding courts in the 7th judicial circuit;

Was three times read (the rules having been dispensed with) and passed.

Ordered, That the Clerk inform the Senate thereof.

Mr. Crume, having obtained leave, introduced

A bill, No. 395, in relation to the compensation of the members of the Legislature;

Which was three times read (the rules having been dispensed with,) and passed.

Ordered, That the Clerk carry it to the Senate and ask their concurrence.

The amendment of the Senate to the amendment of the House to the bill of the Senate to establish a certain state road therein named;

Was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The amendment of the Senate to the joint resolution of the House No. 289, providing for the election of public printer to both Houses of the General Assembly;

Was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The House then resolved itself into committee of the whole, on bill No. 285, making specific appropriations for the year 1837:—

Mr. Jones in the Chair;

And after some time spent therein, the committee rose, and reported the bill with sundry amendments:

Which were concurred in by the *House*.

Said bill was then read a third time and passed.

Ordered That the Clerk carry it to the Senate and ask their concurrence.

And then the House adjourned till to-morrow morning half past 8 o'clock.

SATURDAY MORNING, Feb. 4th, 1837, }
Half past 8 o'clock. }

The House met pursuant to adjournment.

Mr. Vandever, having obtained leave, introduced

A bill, No. 396—For the relief of Zachariah Nicholson;

Which was three times read, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Mr. Nicholls made the following report:

MR. SPEAKER:

The select committee to whom was referred the petition of Isaac Wilcox, praying relief for the sufferings of the persons whose judgments are destroyed by fire, have had the same under consideration, and directed me to report by bill,

No. 397—Regulating the practice of law in suits instituted for the relief of certain persons injured by the destruction of the docket and papers of Isaac Wilcox, a Justice of the peace.

Said bill was three times read, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

On motion of Mr. Miller,

Resolved, That five hundred copies of the bill disposing of the surplus revenue, be printed for the use of the several County Agents; and the Secretary of State is hereby requested, to cause the same to be enveloped, and forwarded by mail or otherwise to the Clerks of each county, according to the number of taxable polls.

Resolved further, That the Secretary of State shall pay the postage on the same, and that the Auditor is hereby authorized to audit, and the Treasurer to pay such amount, out of any monies in the Treasury not otherwise appropriated.

Mr. Thornton, from the select committee on that subject, made the following report:

MR. SPEAKER:

The select committee to which was committed the bill of the Senate, No. 32, entitled, "an act relative to evidence, has, according to order, had that subject under consideration, and a majority of said committee has directed me to report the same back to the House without amendment.

On motion of Mr. Thornton,

The rules were dispensed with, said bill read a third time and passed. Ordered, That the Clerk inform the Senate thereof.

Mr. Jones made the following report:

MR. SPEAKER,

The select committee to whom was referred a bill of the House, No. 140, entitled, "a bill amendatory of the act entitled, an act for the prevention of frauds and perjuries, approved January 24th, 1831," have had the same under consideration, and have directed me to report the same to this House with an amendment, in which the concurrence of the House is requested.

Said amendment was read and concurred in.

Mr. Hanna of M. from the committee on corporations, to which was referred a bill to incorporate the Eel river steam-mill company, reported the same without amendment;

And,

On motion,

The rules were dispensed with, said bill read a third time, and passed.

Ordered, That the Clerk inform the Senate thereof.

Mr. Morris having obtained leave, introduced

A bill, No. 398—To incorporate the Indianapolis Cementery company;

Which was read the first time; and,

On motion of Mr. Hanna of M.

Said bill was rejected.

On motion of Mr. Stapp,

The joint resolution of the Senate, on the subject of a revision of the statutory laws of Indiana,

Was taken from the table, and amended, by striking it out from the resolving clause, and inserting a substitute.

On motion of Mr. Morris,

The rules were dispensed with, said bill read a third time, and passed.

Ordered, That the Clerk inform the Senate thereof.

Mr. Nicholls, from the joint committee on enrolled bills now reported—That they had compared the enrolled with the engrossed bills, originating in the House of Representatives, of the following titles, to wit:

No. 329—An act for the relief of the Collector of Cass county, for the year 1836;

No. 324—An act appropriating a portion of the 3 per cent. fund hereafter coming to Vigo county, for the construction of a certain bridge therein named;

No. 374—A joint resolution to amend and explain a joint resolution, passed and approved at the present session of the General Assembly aforesaid, entitled, a joint resolution relative to officers of the State Bank and branches;

No. 385—An act to authorize the Board of Internal Improvement to sell certain reserved lands;

No. 392—An act to appropriate the unappropriated balance of the three per cent. fund appropriated to the county of Orange.

And find the same truly enrolled.

Whereupon,

The Speaker signed said bills and joint resolution.

Ordered, That the Clerk carry them to the Senate, for the signature of their president.

Mr. Eckles, from the joint committee on enrolled bills, did this day present to the Governor for his approval and signature, an act which originated in the Senate, entitled, an act to incorporate congressional townships, and providing for public schools therein.

Mr. Stapp presented the report of the officers of the Madison Savings institution;

Which was read, and laid on the table.

A message from the Governor, by Mr. Maguire, his private secretary:

MR. SPEAKER:

The Governor has approved and signed acts entitled as follows, viz:

No. 24—An act to incorporate the Eel river and Michigan road company.

No. 29—An act to incorporate the Madison and Lawrenceburgh Hotel companies.

No. 254—An act to authorize the road commissioner of Fulton county, to loan the 3 per cent. fund of said county.

No. 282—An act relative to the Tippecanoe battle ground.

No. 42—An act to legalize the proceedings of the Probate court of Dearborn county.

No. 315—An act distributing the three per cent. fund belonging to Parke county.

No. 41—An act legalizing the assessment of the revenue in the county of Martin.

No. 212—An act to amend the several acts regulating the mode of doing county business in the county of Martin.

No. 271—An act authorising the relocation of a certain state road, in Hancock county;

No. 212—An act to increase the capital stock of the Lawrenceburgh bridge company.

No. 256—An act to locate a state road in the county of Bartholo-

mew, from Hope, *via* Joseph Cox's and Thomas Burnett's, to Columbus.

No. 255—An act to locate a part of the Richmond and Fort Wayne state road.

No. 370—An act to amend an act entitled, an act to incorporate the Wayne and Union turnpike company, and to incorporate the Richmond and Munceytown turnpike road company.

All of which originated in the House of Representatives.

Mr. Burton, from the joint committee on enrolled bills, reported—That they did this day, present to His Excellency, the Governor, for his approval and signature, bills that originated in the Senate, of the following titles, to wit:

An act to locate a state road from Hathaway's mill, in Pike county, to intersect the state road leading from Petersburg, in Pike county, to Washington, in Daviess county.

An act to authorize Andrew Weymire to build a mill-dam at Baren's Island, in the Wabash river.

An act to locate a state road from Blair's mill to Kraco.

An act to locate a state road therein named.

An act to locate a state road in Laporte county.

An act to incorporate the town of Greensburgh, Decatur county.

An act to relocate part of the state road leading from Noblesville, in the county of Hamilton, to Andersontown, in Madison county.

An act to incorporate the Indianapolis Female Institute.

A joint resolution on the subject of the surplus revenue.

An act to amend an act entitled, an act to incorporate the Logansport and Eel river bridge company, approved Feb. 5, 1836.

An act to locate a state road from Aaron Finch's farm, in White county, *via* Spring creek ford, to Delphi, in Carroll county.

An act to appropriate a part of the 3 per cent. fund, for the purposes therein named.

An act to locate a state road in Laporte county.

A joint preamble and resolution in relation to pre-emption and pre-emption floats.

Also, bills of the House of Representatives, entitled as follows, viz:

No. 375—An act to change the mode of doing county business, in Johnson county.

No. 306—An act attaching the county of Newton to the county of Porter, for judicial purposes.

No. 186—An act to incorporate the Jeffersonville Iron Manufacturing company.

No. 293—An act to incorporate the Richmond Trading Manufacturing company.

No. 240—An act authorizing the Guardian of the heirs of Edward Elliott, deceased, to sell real estate therein named.

No. 249—An act authorizing William McIlvain to build a mill-dam across White river.

No. 50—An act to incorporate the Hartford Steam-mill Manufacturing company.

No. 91—An act to incorporate the New Amsterdam Manufacturing company.

No. 318—An act to incorporate the town of Cleaveland, in Tippecanoe county.

Mr. Morris, having obtained leave, introduced

A bill, No. 399—Authorizing an exchange of certain grounds in Indianapolis, between the Town and the State;

Which was three times read, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

On motion of Mr. Morris,

The committee of the whole to which was committed a bill for the relief of Douglass & Noel, and others, were discharged from the consideration of that subject.

Said bill was then laid on the table.

Mr. Winship, from the joint committee on enrolled bills, reports—That they have compared the enrolled with the engrossed bills of the following titles, to wit:

No. 154—An act to alter the boundary line of the counties of Carroll and White;

No. 107—An act to incorporate the Evansville Manufacturing and Dry-dock company;

No. 258—An act appropriating the 3 per cent. fund in Dearborn county;

No. 296—A joint resolution respecting Blackford's Reports;

No. 350—An act to provide for the construction of a bridge over the east fork of White Water river, at Brownsville;

No. 172—An act to incorporate a company to build a bridge over White river, at Noblesville;

No. 293—An act to incorporate the Brownstown Insurance company;

No. 312—An act to incorporate the Lafayette and Michigan city turnpike company;

No. 265—An act to incorporate the Fountain county Insurance company—the Williamsport, Warren county, Insurance company, and the Rockville, Parke county, Insurance company;

No. 31—An act to regulate the disbursement of the 3 per cent. fund, in the unorganized counties;

No. 373—An act to authorize James Alexander, former Collector of Monroe county, yet to collect any taxes remaining due and unpaid in said county, for the year or years for which said Alexander was collector;

No. 289—A joint resolution providing for the election of a public printer to each House of the General Assembly, and fixing the prices and compensation of said officers;

No. 330—An act for the relief of David Milburn, and others;

And find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry them to the Senate for the signature of their President.

A message from the Senate, by Mr. Test, their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have concurred in the amendment of the House to the amendment of the Senate, to the 7th amendment of the House to the amendment of the Senate, to the engrossed bill of the House entitled,

No. 233—An act to provide for distributing so much of the surplus revenue of the United States, as the state of Indiana may be entitled to, by virtue of an act of Congress, approved June 23, 1836.

They insist upon their disagreement to the 2d and 3d amendments of the House to the amendment of the Senate, to the engrossed bill aforesaid.

They also insist upon their disagreement in the appointment of agents in the several counties, as referred to in the last message from the Senate on this subject, and Messrs. Thompson of Perry, and Clark, are appointed a committee of free conference, to take into consideration the said matters of difference on the part of the Senate.

On motion of Mr. Owen,

The House insisted on their second amendment to the amendment of the Senate, to the bill of the House, No. 233, to provide for distributing so much of the surplus revenue of the United States, as the State of Indiana may be entitled to, by virtue of an act of Congress, approved 23d June, 1836.

They also continued to insist upon their amendment to said amendment of the Senate, in the appointment of agents in the several counties, and Messrs. Owen and Vandever were appointed a committee of free conference, on the part of the House, to act with the committee on the part of the Senate.

Ordered, That the Clerk inform the Senate thereof.

Mr. Winship, from the joint committee on enrolled bills, reports—That they have compared enrolled bills of the Senate, of the following titles, viz:

An act to relocate part of the state road leading from Noblesville, in the county of Hamilton, to Andertontown, in Madison county;

An act to locate a state road from Aaron Finch's farm, in White county, *via* Spring creek ford, to Delphi, in Carroll county;

An act to locate a state road in Laporte county;

An act amendatory of the several acts, regulating writs of foreign and domestic attachment;

An act to establish a state road therein named;

A joint resolution on the subject of the surplus revenue;

An act to locate a state road from Hathaway's mills, in Pike county, to intersect the state road leading from Petersburg, in Pike county, to Washington, in Daviess county;

An act to locate a state road therein named;

An act to locate a state road from Blair's mill to Kraco;
 An act to incorporate the Indianapolis Female Institute;
 An act to authorize Adam Weymire to build a mill dam at Barren's Island, on the Wabash river;

An act to locate a state road in Laporte county;

An act to amend an act to incorporate the Logansport and Eel river bridge company, approved February 5th, 1836;

An act to appropriate a part of the three per cent. fund for the purposes therein named;

A joint preamble and resolution in relation to pre-emption and pre-emption floats;

With the engrossed, and find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry them to the Senate, for the signature of their President.

A message from the Senate by Mr. Test, their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed an engrossed bill of the Senate, entitled,

An act, in addition to the laws regulating the granting of divorces and alimony;

In which they request the concurrence of the House.

Also, they have passed engrossed bills of the House, without amendment, entitled, as follows, viz:

No. 252—An act to amend an act entitled, an act to vacate the town of Northampton, in Harrison county, and Lebanon, in Jackson county, approved Feb. 7th, 1835.

No. 379—An act to incorporate the Mayor and Common Council of the town of Lafayette.

No. 337—An act to incorporate the town of Bethlehem, in Clark county.

No. 313—An act to incorporate the Hudson and New Buffalo rail road company.

The bill of the Senate, in addition to the laws regulating the granting of divorces,

Was read the first time, and rejected.

A message from the Senate, by Mr. Test, their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed an engrossed bill of the House, entitled:

No. 284—An act making the general appropriations for 1837, without amendment.

Mr. Eckles, from the joint committee on enrolled bills, reported— That they had compared the enrolled with the engrossed bill, which originated in the Senate, of the following title, to wit:

An act to incorporate the Indianapolis and Michigan city rail road company;

And find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry it to the Senate, for the signature of their President.

Mr. Nicholls, from the committee on enrolled bills, has compared the enrolled with the engrossed bills, of the following titles, to wit:

An act to amend an act entitled, an act to provide for an equitable mode of levying the taxes of this State, approved February 8th, 1836;

An act to amend the 34th section of an act relative to crime and punishment, approved Feb. 10th, 1831;

An act to authorize certain persons therein named, to erect a dam across the east fork of White river, in Lawrence county;

And find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry them to the Senate, for the signature of their President.

A message from the Senate, by Mr. Test, their principal secretary:

MR. SPEAKER:

I am instructed to inform the House of Representatives, that the Senate have passed engrossed bills of the House, without amendment, of the following titles, to wit:

No. 80—An act to change the mode of doing county business, in the county of Huntington;

No. 376—An act to incorporate the Farmers and Mechanics' Savings Institution of Floyd county; the Columbus Savings Institution, and the Pendleton and Huntsville Savings Institution;

No. 97—An act to authorize the change of venue in certain cases therein named;

No. 320—An act to incorporate the Philomath turnpike company;

No. 19—An act to incorporate the Lawrenceburgh Savings Institution;

Also, the Senate have passed engrossed bills of the House, with amendments to each, of the following titles, to wit:

No. 228—An act to incorporate the Eel river bridge company;

No. 135—An act to incorporate the Bloomfield and White river Insurance company;

No. 170—An act amendatory of an act entitled, an act to provide for a general system of internal improvement, approved January 27th, 1876;

No. 62—An act to incorporate certain Turnpike companies therein named;

In which amendments, by the Senate to the bills of the House, the concurrence of the House is respectfully requested.

Also, they have passed an engrossed bill of the Senate, entitled, an act to change the time of holding Probate courts, in the county of Vigo;

In which, also, they request the concurrence of the House of Representatives.

The amendments of the Senate to bill, No. 323, to incorporate the Eel river bridge company;

Bill, No. 135—To incorporate the Bloomfield White river Insurance company;

Bill, No. 170—Amendatory of an act, to provide for a general system of internal improvements; and

Bill, No. 62—To incorporate certain Turnpike companies therein named;

Were severally read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

Bill of the Senate, to change the time of holding Probate courts in the county of Vigo;

Was three times read, (the rules having been dispensed with) and passed.

Ordered, That the Clerk inform the Senate thereof.

A message from the Senate, by Mr. Test, their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed engrossed bills of the House, entitled as follows:

No. 340—An act to locate a state road from Emanuel Hatfield's, in Greene county, to Black creek bridge, in said county.

No. 381—An act to repeal an act relative to County Orders in the county of Parke, approved Feb. 6th, 1836.

The first without amendment, the other with an amendment, in which the concurrence of the House is requested.

The amendment of the Senate to bill, No. 381, to repeal an act relative to County Orders in the county of Parke;

Was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

Mr. Hanna of M. having obtained leave, introduced

A bill, No. 400—To repeal a certain act therein named, and for other purposes;

Which was three times read, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

Mr. Crume made the following report:

MR. SPEAKER,

The select committee to whom was referred a petition of John Mon-

ger and others, citizens of Fayette county, praying an act of incorporation for the citizens of congressional township 14, in range 13, in said county, have had the same under consideration, and now report.—That in the opinion of your committee, the general law on the subject of Common Schools, passed at the present session, incorporates the inhabitants of said township, and supercedes the necessity of any further legislation upon that subject, and ask to be discharged from the further consideration of the same;

Which was read and concurred in.

Mr. Boon, having obtained leave, introduced

A bill, No. 401—To locate a state road from Springville to Emanuel Hatfield's, in Greene county;

Which was three times read, (the rules having been dispensed with) and passed.

Ordered, That the Clerk carry it to the Senate, and ask their concurrence.

And then the House adjourned until half past 1 o'clock, P. M.

Half past 1 o'clock, P. M.

The House met,

Mr. Owen, from the committee of free conference on that subject, made the following report:

MR. SPEAKER,

The committee of free conference appointed to take into consideration the disagreement of the two Houses, in relation to sundry amendments of the House to sundry amendments of the Senate, to the bill of the House, No. 233, entitled, an act distributing so much of the surplus revenue of the United States as the State of Indiana may be entitled to, by an act of Congress, approved June 23d, 1836, have had the same under consideration, and report the following agreement in relation thereto.

The committee agree that the Senate concur in the second amendment of the House, with an amendment, viz: to add, after the words, "if they had 300 polls," the further words "provided however, that all counties containing more taxable polls than 300, and less than 700, shall have added thereto seventy-five polls; but no such addition to any county containing a less number of polls than 700, shall increase the same to more than 700.

The committee further agree, that the Senate recede from its disagreement to amendment No. 3, of the House.

The committee further, in regard to amendment, No. 8, of the House, agree, that the Senate recede from its disagreement, except as regards the following agents, to wit: John P. Sutherland and William Berry; and further, that the House recede from its amendment in regard to the two above named agents; and further, that the House recede from its disagreement to the appointment of John Elder, as agent.

Which report was concurred in—Messrs. Eckles and Breeze dissenting.

Mr. Nicholls, from the joint committee on enrolled bills, now reports—That they have compared the enrolled with the engrossed bill of the House, of the following title, to wit:

No. 181—An act to incorporate the Vincennes and Terre Haute turnpike company;

And find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry it to the Senate, for the signature of their President.

A message from the Senate, by Mr. Test, their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed the engrossed bill of the House, entitled,

No. 286—An act to amend an act entitled, an act to provide for an equitable mode of levying the taxes of this State, without amendment.

A message from the Senate, by Mr. Test, their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed an engrossed bill of the Senate, entitled an act to fix the pay of the Fund Commissioners;

In which the concurrence of the House is requested.

Also, they have passed an engrossed bill of the House of Representatives, entitled,

No. 35—an act to incorporate the Milton Savings Institution,

With an amendment, in which the concurrence of the House is requested.

Also they refuse to concur in the amendment of the House to the amendment of the Senate to the bill of the House, entitled

No. 269—an act to provide for the erection of a bridge over the west fork of White Water River, at Connersville.

Bill of the Senate to fix the pay of the Fund Commissioners;

Was twice read [the rules having been dispensed with] and

On motion of Mr. Dowling,

Amended by inserting in its proper place, the following proviso:

Provided, That no Commissioner, acting as such Clerk, shall be entitled to more than two dollars per day, in full of all compensation.

The rules were then further dispensed with, said bill read a third time and passed.

Ordered, That the clerk inform the senate thereof, and ask their concurrence in the amendment.

On motion of Mr. Crume,

The House insisted on their amendment to the amendment of the Senate to bill No. 369, to provide for the erection of a bridge over White Water river, at Connersville; and *Messrs. Crume and Watt* were appointed a committee of free conference to take the subject matter of difference between the two Houses, into consideration, to act with a similar committee on the part of the Senate.

Ordered, That the clerk inform the Senate thereof.

The amendment of the Senate to bill of the House, No. 35, to incorporate the Milton Savings Institution;

Was read and concurred in.

Ordered that the clerk inform the Senate thereof.

A message from the Senate by *Mr. Test* their principal secretary:

MR. SPEAKER:

I am instructed to inform the House of Representatives that the Senate have passed an engrossed bill of the Senate, entitled,

An act for the relief of James Warren;

In which the concurrence of the House of Representatives is respectfully requested.

Bill of the Senate for the relief of James Warren;

Was three times read (the rules having been dispensed with) and passed.

Ordered, That the Clerk inform the Senate thereof.

On motion of *Mr. Crume*,

Bill No. 367, to promote internal improvements;

Was taken from the table.

Mr. Crume moved to amend said bill,

When,

On motion of *Mr. Burk*,

The bill and pending amendment were laid on the table.

On motion of *Mr. Hood*,

The bill to authorize the Board of Internal Improvements to lease certain water powers;

Was taken from the table, and

On motion of *Mr. Bennett*,

It was indefinitely postponed.

A message from the Senate by *Mr. Test*, their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that the Senate has passed a joint resolution, entitled "A joint resolution in relation to the publication of a certain law therein named;" in which they ask the concurrence of the House of Representatives.

The joint resolution of the Senate in relation to the publication of a certain law therein named;

Was twice read (the rules having been dispensed with) and Laid on the table.

Mr. Rockhill moved to take from the table,

A bill for the relief of Robert Hood:

Which motion did not prevail.

Mr. Eckles, from the joint committee on enrolled bills, reports that they have compared the enrolled with the engrossed bill which originated in the Senate, of the following title, to-wit.

No. -- An act to incorporate the town of Greensburgh, in Decatur county;

And find the same truly enrolled;

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry it to the Senate for the signature of their President.

Mr. Winship, from the joint committee on enrolled bills, reports that they have compared the enrolled with the engrossed bills of the following titles to-wit:

No. 381—an act to repeal an act relative to county orders in the county of Park, approved Feb. 6, 1836.

No. 319—an act to establish a state road from Napoleon, in Ripley county, to Vernon, in the county of Jennings.

An act to incorporate the Crawford county, Blue River Bridge Company;

An act to incorporate the Delphi Insurance Company.

No. 97—an act to authorize the change of venue in certain cases therein named.

No. 62—an act to incorporate certain turnpike companies therein named.

No. 170—an act amendatory of an act entitled an act to provide for a general system of internal improvements, approved Feb. 27, 1836.

And find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry them to the Senate for the signature of their President.

Mr. Armstrong moved to take from the table a joint resolution in relation to a fire engine, for the protection of the public property at Jeffersonville;

Which motion did not prevail.

Mr. Breeze asked and obtained leave to place the following protest upon the journal of the House:

House of Representatives,
Feb. 4, 1837. }

I, James Breeze, the representative of the county of Daviess, in the present General Assembly, do hereby protest against the passage of an engrossed bill of the Senate entitled,

"A bill incorporating congressional townships, and providing for public schools therein;"

And this, protestant respectfully requests, that this, his protest, may be entered upon the journal of the House of Representatives.

JAMES BREEZE.

Mr. Winship from the joint committee on enrolled bills, reported that they have compared the enrolled bills of the Senate of the following titles, with the engrossed, viz:

- An act to incorporate Laurel Academy;
- An act to incorporate the Palmett turnpike company;
- An act to relocate a certain state road therein named;
- An act to incorporate the trustees of the New Albany seminary;
- An act to provide for the settlement of the accounts of commissioners of the 3 per cent. fund in the several counties;
- An act authorizing the funding of the 3 per cent. fund belonging to Sullivan county;
- An act to locate a state road from Andersontown in the county of Madison, to Knightstown in Henry county;
- An act to amend an act entitled, an act incorporating public libraries, approved December 17th, 1816;
- An act to amend an act, to provide for a general system of internal improvements, approved January 27th, 1826;
- An act to change the times of holding the circuit courts in the seventh judicial circuit;
- An act to establish the state road therein mentioned;
- An act to establish a state road therein named;

Whereupon,

The Speaker signed the same.

Ordered, that the Clerk carry them to the Senate for the signature of their President.

Mr. Winship from the joint committee on enrolled bills, reports that they did this day present to his Excellency the Governor, for his approval and signature, bills of the following titles that originated in the Senate, viz:

An act to appropriate the 3 per cent. fund in certain counties therein named;

An act to incorporate the Mount Vernon Insurance company;
Also, bills of the House of Representatives of the following titles, viz:

- No. 184—an act to extend the Erie and Michigan canal;
- No. 55—an act to incorporate the Lawrenceburgh and Tanners creek bridge company;
- No. 268—an act to vacate a part of the state road, and to locate a part of another state road in the county of Vermilion;
- No. 333—an act appropriating a part of the three per cent. fund in the counties therein named, and for other purposes;
- No. 288—an act authorizing the school commissioners to draw from the state treasury certain monies therein named;
- No. 290—an act for the establishment of titles to lots, in the town of Merom, Sullivan county;

No. 262—an act to drain the swamps and low lands north east of Indianapolis;

No. 69—an act appropriating a portion of the 3 per cent. fund due Hancock county, and for other purposes;

No. 292—an act amendatory of an act entitled, an act to amend the charter and define the powers and duties of the President and trustees of the town of Evansville, approved Feb. 8th, 1836.

Mr. Hubbard from the committee on enrolled bills, have compared the enrolled with engrossed bills of the following titles, to-wit:

An act relative to evidence;

An act to incorporate the Crawfordsville and Terre Haute turnpike company,

An act to incorporate the Indianapolis Master Carpenters and Joiners association;

And find the same truly enrolled;

Whereupon,

The Speaker signed the same.

Ordered, that the Clerk carry them to the Senate for the signature of their President.

Mr. Dowling from the committee on enrolled bills made the following report:

MR. SPEAKER:

The committee on enrolled bills have compared the engrossed with the enrolled bills;

And find the same to be truly enrolled, viz:

An act to incorporate the Mount Carmel and New Albany railroad company; and

An act to change the mode of doing county business in the county of Huntington;

Whereupon,

The Speaker signed the same.

Ordered, that the Clerk carry them to the Senate for the signature of their President.

On motion of Mr. Bennett,

Resolved, That the committee on enrolled bills be required to report to this House, whether any bill has passed this House at this session, extending the system of internal improvements, or appropriating any money for internal improvements, without correspondent title; and if any such bill has passed, to report to this House the title of the same.

A message from the Senate by Mr. Test, their principal Secretary:

No. An act for the formation of a school district in Marion and Shelby counties;

No. 339—an act to amend an act entitled, an act to establish a state library, approved Feb. 10, 1831;

No. 365—an act to extend the powers of the President and trustees of the corporation of the town of Crawfordsville, Montgomery county;

To. 257—an act to incorporate the town of Greenfield, Hancock county;

No. 390—an act to locate a state road from Greenfield in Hancock county, to Franklin in Johnson county;

No. 382—an act to provide for a Justice of the Peace in West Point, Tippecanoe county;

No. 364—an act supplemental to an act entitled, an act to appropriate the three per cent. fund, among the several counties in this state, and appropriating two hundred dollars on the state road from Owensville to the mouth of Patoka;

No. 348—an act to confirm the re-survey of the town of Attica in Fountain county;

No. 391—an act to locate a state road from Isley's mills to intersect the state road from Lafayette to the state line in the direction towards Chicago;

MR. SPEAKER:

I am directed to inform the House of Representatives, that the Senate have concurred in the report of the committee of free conference on the part of the Senate, appointed to act with a similar committee on the part of the House; to take into consideration the disagreement of the two Houses in relation to the bill of the House, No. 333—entitled, an act to provide for distributing so much of the surplus revenue of the United States, as the state of Indiana may be entitled to by virtue of an act of Congress, approved June 23d, 1836.

They have passed an engrossed bill of the House entitled,

An act to incorporate the Carmel steam mill and manufacturing company;

In which they ask the concurrence of the House;

Also, they have passed engrossed bills and a joint resolution of the House entitled as follows:

No. 336—an act relating to state roads;

No. 352—an act to amend an act subjecting real and personal estate to execution, approved Feb. 4, 1831;

Also, No. 115—a joint resolution on the subject of revising the laws;

The first with an amendment,

In which the concurrence of the House is requested,

The others without amendment.

The amendments of the Senate to the bill of the House, No. 336—in relation to state roads;

Were severally read and concurred in.

Ordered, that the Clerk inform the Senate thereof.

Bill of the Senate to incorporate the Carmel steam mill and manufacturing company;

Was twice read, (the rules having been dispensed with) and,

On motion of Mr. Posey,

Amended by striking out the 13th section, from the word 'corporation,' and inserting 'for the use of the county seminary.'

The rules were then further dispensed with, the bill read a third time, and passed.

Ordered, That the clerk carry it to the Senate and ask their concurrence in the amendment.

Mr. Burton from the committee on enrolled bills, reports that they have compared the enrolled with the original bill of the House of Representatives, No. 365—entitled as follows, viz:

An act to extend the powers of the President and trustees of the corporation of the town of Crawfordsville, Montgomery county;

And find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry it to the Senate for the signature of their President.

Mr. Winship from the joint committee on enrolled bills reports that they have compared enrolled bills of the Senate with the engrossed of the following titles, viz:

An act to incorporate the New Albany Hotel company;

An act to incorporate the Laurel savings institution and insurance company;

An act to ratify and confirm an act of the Legislature of the state of Ohio, incorporating a company to construct a rail road from Piqua in the state of Ohio, to Fort Wayne in the state of Indiana;

An act to incorporate the Liverpool bridge company;

An act to incorporate the town of Shelbyville in Shelby county;

An act to amend an act entitled, an act to incorporate the Turkey Plain manufacturing company;

An act to amend an act entitled, an act to organize probate courts, and defining the powers and duties of executors, administrators and guardians, approved Feb. 10, 1831;

An act to authorize the location of a state road from Rochester in Fulton county, to Monticello in White county;

An act to amend an act entitled, an act to incorporate the Buffalo and Mississippi rail road company, approved Feb. 6th, 1835;

An act to preserve the fire engine at Indianapolis;

Also of the House of Representatives;

No. 75—an act declaring a certain road therein named, a state road;

Whereupon,

The Speaker signed the same.

Ordered, that the Clerk carry them to the Senate for the signature of their President.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER,

I am instructed by the Senate to inform the House of Representa-

tives, that they have passed an engrossed bill of the Senate entitled,
An act to authorize the survey of a rail road from Rushville to Cambridge city;

In which they ask the concurrence of the House.

The bill of the the Senate to authorize the survey of a rail road from Rushville to Cambridge city;

Was twice read (the rules having been dispensed with,) and

On motion of Mr. Vandever,

It was indefinitely postponed.

A message from the Senate by Mr. Test their principal Secretary:

Mr. SPEAKER,

The Senate have passed the engrossed bills of the House,

No. 394—to incorporate the St. Mary's bridge company; and

No. 393—to authorize the sale of a certain school section in La-grange county, without amendment.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives, that they have passed an engrossed bill of the House No. 235—entitled,

An act making the specific appropriations for the year 1837, with amendments,

In which the concurrence of the House is requested.

The amendments of the Senate to bill of the House, No. 385—making specific appropriations for the year 1837;

Were severally read and concurred in, the⁹¹ fourth with an amendment.

Ordered, that the clerk inform the Senate thereof, and ask their concurrence.

Mr. Eckels from the joint committee on enrolled bills, reported that they have compared enrolled bills of the Senate of the following titles, viz;

An act for the relief of James Warren;

An act to change the time of holding probate courts in the county of Vigo;

An act to relocate the seat of justice of the county of Noble;

An act declaring Banbango creek a public highway;

And find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, That the clerk carry them to the Senate for the signature of their President.

A message from the Senate by Mr. Test their principal Secretary:

MR. SPEAKER,

I am instructed by the Senate to inform the House of Representatives, that they have concurred in the amendment of the House to the engrossed bill of the Senate entitled,

An act to establish certain state roads therein named, with an amendment;

In which the concurrence of the House is requested.

Also, they have passed engrossed bills of the House without amendment, entitled as follows, viz;

No. 397—an act regulating the practice of law, in suits instituted for the relief of certain persons injured by the destruction of the docket and papers of Isaac Wilcox, a Justice of the peace;

No. 396—an act for the relief of Zachariah Nicholson;

No. 131—an act to relocate a part of the Fort Wayne and Indianapolis state road, and for other purposes;

No. 344—an act to establish a certain state road therein named;

No. 400—an act repealing a certain state road therein named, and for other purposes;

No. 335—an act to amend an act entitled, an act to provide for an equitable mode of levying taxes in this state, approved Feb. 8, 1836;

The amendment of the Senate to the amendment of the House to the bill of the Senate to establish certain state roads therein named;

Was read and concurred in.

Ordered, that the Clerk inform the Senate thereof.

Mr. Eckels made the following report:

MR. SPEAKER:

The members of the joint committee on enrolled bills appointed on the part of the House, have had under their consideration a resolution of the House of Representatives, requiring them to report whether any bill has passed this branch of the Legislature during the present session, extending the system of internal improvements without a correspondent title, and if any such bill has passed, to report the title of the same to the House, and have unanimously directed me to report, that they have been informed that such a bill has passed the House at its present session, but that no such bill has been compared and reported by the committee; and, that if any such a bill had been presented to them that they would have immediately given notice of such a fact to this House. They therefore ask to be discharged from the further consideration of said resolution.

The said committee was discharged.

Mr. Nicholls from the joint committee on enrolled bills, now reports that they have compared the enrolled with the engrossed bills of the House of the following titles, to-wit:

No. 320—an act to incorporate the Philomath turnpike company;

No. 393—an act to authorize the sale of a certain school section in Lagrange county;

No. 301—an act granting to the citizens of Madison and Lawrenceburgh a city charter.

No. 115—a joint resolution on the subject of revising the laws.

No. 352—an act to amend an act subjecting real and personal estate to execution, approved Feb. 4, 1831;

And find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered That the Clerk carry them to the Senate for the signature of their President:

Mr. Crume, from the committee of free conference, on that subject, made the following report:

MR. SPEAKER:

The committee of free conference, to which was referred the subject matter of difference between the two Houses, relating to the amendment of the Senate made to the bill of the House, to provide for the erection of a bridge over the West fork of White Water River at Connersville, have had the subject matter of disagreement between the two Houses under consideration, and have agreed that the House shall recede from their amendment to the amendment of the Senate; and ask to be discharged from the further consideration of the same.

The Speaker laid before the House the following message from the Governor:

EXECUTIVE DEPARTMENT, }
Indianapolis, Feb. 4, 1837. }

SIR:

Having been officially notified by the Senate, as well as by the Speaker and members of the House of Representatives, that the act presented to the Governor, entitled "an act declaring a certain county road, a state road, and appropriating a part of the three per cent. fund belonging to the county of Vermilion to improve the same," had passed without any knowledge on the part of either House, of the latter clause, appropriating seventy-five thousand dollars of the Internal Improvement fund, I herewith return it without my signature.

Respectfully,
N. NOBLE.

TO THE SPEAKER, H. R.

Whereupon,

The House proceeded to call the ayes and noes on the passage of said bill.

Mr. Burns voted in the affirmative.

And those who voted in the negative are,

Messrs. Armstrong, Baird, Berry, Breeze, Brown of Tippecanoe,

Cook, Crume, Currey, Dowling, Gird, Hanna of M. Haymond, Huckeby, Jones, Longley, Lusk, Macey, Mahan, Marshall of Jeff., Matthews, Miller, Nicholls, Owen, Pabody, Porter, Posey, Reeve, Riley, Rush, Sands, Talbott, Thornton, Watt, Wines of V., Winship, Zenor, and Mr. Speaker—31.

So said bill did not pass.

A message from the Senate by Mr. Test, their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives that they have passed engrossed bills of the House entitled,

No. 244—an act to divorce Amanda M. Smith.

No. 241—an act to provide for a geological survey of the State of Indiana;

The first without amendment, and the other with an amendment, in which the concurrence of the House is requested.

They have concurred in the report of the committee of free conference on the disagreement of the two Houses to the amendment of the Senate to the amendment of the House, to the bill of the House, No. 269, to provide for the erection of a bridge over the West Fork of White Water River at Connersville.

Also, they have concurred in the amendment of the House to the amendment of the Senate, to the bill of the House, No. 285, entitled

An act making specific appropriations for the year 1837.

The amendment of the Senate to the bill of the House, No. 241, to provide for a geological survey of the State of Indiana;

Was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

Mr. Crume offered for adoption the following resolution:

Resolved, That the Speaker of the House of Representatives be directed to issue his warrant, forthwith, to the Sergeant-at-arms of this House, requiring the attendance of absent members, *instantly*, in the Hall of the House, to conclude the business of the session.

Which was not adopted.

And then the House adjourned till 6 o'clock, P. M.

Six o'clock, P. M.

The House met.

Mr. Depauw, having obtained leave, introduced

A bill, No. 402—declaring the acts passed at the present session, making general and specific appropriations for the year 1837, in force from and after their passage;

Which was three times read (the rules having been dispensed with) and passed.

Ordered, That the clerk inform the Senate and ask their concurrence.

A message from the Senate, by Mr. Test, their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed engrossed bills of the House entitled,

No. 399—An act authorizing an exchange of certain grounds in Indianapolis, between the Town and the State.

No. 70—An act for the relief of Charles Wood, collector of Jefferson county.

No. 401—An act to locate a state road from Springfield, in Lawrence county, to Emanuel Hatfield's, in Greene county—without amendment.

They have receded from their second amendments to the bill of the House, No. 48, entitled, an act for the equal distribution of the 3 per cent. fund.

Mr. Dowling, from the joint committee on enrolled bills, reports—That they did this day, present to his Excellency, the Governor, for his approval and signature, bills of the following titles, viz:

An act to establish a state road therein named.

An act to incorporate the Crawfordsville and Terre Haute turnpike company.

An act to change the times of holding the circuit courts in the seventh judicial circuit.

An act to incorporate the Indianapolis and Michigan city rail road company.

An act to amend an act entitled, an act incorporating public Libraries, approved Dec. 17th, 1836.

An act to locate a state road from Andersonstown, in the county of Madison, to Knightstown, in Henry county.

An act authorizing the funding of the three per cent. fund belonging to Sullivan county.

An act to locate a state road therein named;

An act to provide for the settlement of the accounts of commissioners of the three per cent. fund in the several counties.

An act to authorize certain persons therein named, to erect a dam across the east fork of White river, in Lawrence county.

An act to incorporate the Trustees of the New Albany Seminary.

An act to amend an act entitled, an act to provide for an equitable mode of levying the taxes of this state, approved Feb. 8th. 1836.

An act to relocate a certain state road therein named.

An act to incorporate the Laurel Academy.

An act to establish a state road therein mentioned.

An act to amend an act entitled, an act to provide for a general system of internal improvements, approved January 27th, 1836.

An act incorporating the Crawford county Blue river bridge company.

An act to incorporate the Delphi Insurance company.

An act relative to evidence.

An act amendatory of the several acts, regulating writs of foreign and domestic attachments.

Bills of the House of Representatives, as follows:

No. 83—An act to incorporate the Mount Carmel and New Albany rail road company.

No. 312—An act to incorporate the Lafayette and Michigan city turnpike company;

No. 148—An act to incorporate the Indianapolis master carpenters and joiners association.

No. 31—An act to regulate the disbursement of the three per cent. fund in the unorganized counties.

No. 172—An act to incorporate a company to build a bridge over White river, at Noblesville.

No. 265—An act to incorporate the Fountain county Insurance company—the Williamsport, Warren county, Insurance company, and the Rockville, Parke county, Insurance company.

No. 373—An act to authorize James Alexander, former Collector of Monroe county, yet to collect any taxes remaining due and unpaid in said county, for the year or years for which said Alexander was collector.

No. 154—An act to alter the boundary lines of the counties of Carroll and White.

No. 330—An act for the relief of David Milburn, and others.

No. 324—An act appropriating a portion of the three per cent. fund, hereafter coming to Vigo county, to the construction of a certain bridge therein named.

No. 374—A joint resolution to amend and explain a joint resolution, passed and approved at the present session of the General Assembly aforesaid, entitled, a joint resolution relative to officers of the State Bank and branches.

No. 80—An act to change the mode of doing county business in the county of Huntington.

No. 381—An act to repeal an act relative to County Orders, in the county of Parke, approved Feb. 6th, 1836.

No. 350—An act to provide for the construction of a bridge over the east fork of White Water river, at Brownsville.

No. 296—A joint resolution respecting Blackford's Reports.

No. 107—An act to incorporate the Evansville Manufacturing and Dry-dock company.

No. 238—An act to incorporate the Brownstown Insurance company.

No. 392—An act to appropriate the unappropriated balance of the three per cent. fund appropriated to the county of Orange.

No. 258—An act appropriating the 3 per cent. fund in Dearborn county.

No. 385—An act to authorize the Board of Internal Improvement to sell certain reserved lands.

No. 319—An act to establish a state road from Napoleon, in Ripley county, to Vernon, in the county of Jennings.

No. — An act authorizing the sale of certain Seminary lands in Monroe county.

No. — An act to incorporate the Palnat turnpike company.

No. — An act to amend the 34th section of an act relative to crime and punishment, approved Feb. 10th, 1831.

A message from the Governor, by Mr. Maguire, his private secretary :

MR. SPEAKER :

The Governor has approved and signed acts entitled as follows, which originated in the House of Representatives, viz:

No. 50—An act to incorporate the Hartford Steam-mill and Manufacturing company.

No. 184—An act to extend the Erie and Michigan canal.

No. 391—An act to incorporate the New Amsterdam Manufacturing company.

No. 306—An act attaching the county of Newton to the county of Porter, for judicial purposes.

No. 262—An act to drain the swamps and low lands north-east of Indianapolis.

No. 249—An act authorizing William McIlvain to build a mill-dam across White river.

No. 240—An act authorizing the Guardian of the heirs of Edward Elliott, deceased, to sell real estate therein named.

No. 56—An act to incorporate the Lawrenceburgh and Tanner's creek bridge company.

No. 375—An act to change the mode of doing county business, in Johnson county.

No. 290—An act for the establishment of titles to lots in the town of Merom, Sullivan county.

No. 288—An act authorizing the school commissioners to draw from the State Treasury certain monies therein named.

No. 69—An act appropriating a portion of the 3 per cent. fund due Hancock county, and for other purposes.

No. 268—An act to vacate a part of a state road in the county of Vermilion.

No. 292—An act amendatory of an act entitled, an act to amend the charter and define the powers and duties of the President and Trustees of the town of Evansville," approved Feb. 8th, 1836.

A message from the Senate, by Mr. Test, their principal secretary :

MR. SPEAKER :

I am instructed by the Senate to inform the House of Representatives, that they have passed engrossed bills of the House, without amendment, entitled:

No. 402—An act declaring the acts passed at the present session, making general and specific appropriations for the year 1837, to take effect from and after their passage;

Also, a joint resolution of the General Assembly of the state of Indiana, for the benefit of the Lutheran denomination of Christians, in the town of Indianapolis and its vicinity;

Also, they have passed an engrossed bill of the Senate, entitled "an act to authorize the survey of a road from Mauksport, in Harrison county, through Corydon to Salem, in Washington county;

In which they request the concurrence of the House.

The bill of the Senate, authorizing the survey of a road from Mauksport, through Corydon, in Harrison county, to Salem, in Washington county;

Was twice read, (the rules having been dispensed with,) and,

On motion of Mr. Vanderveer,

Amended, by striking it out from the enacting clause, and inserting a substitute.

The rules were further dispensed with, said bill read a third time, and passed.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the amendment.

A message from the Senate, by Mr. Test, their principal secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have passed the engrossed bill of the House, entitled, "an act to amend the act entitled, an act to organize and regulate the militia of the state of Indiana, approved, Feb. 10th, 1831;" with an amendment, in which the concurrence of the House is requested.

The amendment of the Senate to the bill of the House, No. 82, to amend an act entitled, "an act to organize and regulate the militia of the state of Indiana, approved Feb. 10th, 1831;"

Was read, and,

On motion of Mr. Crume,

Said bill and amendment were laid on the table.

Mr. Eckles, from the joint committee on enrolled bills, reported—That they had compared the enrolled with the engrossed bills, which originated in the House of Representatives, of the following titles, to wit:

No. 269—An act to provide for the erection of a bridge over the west fork of White Water river, at Connersville;

No. 189—An act for the formation of a school district, in Marion and Shelby counties;

No. 399—An act to locate a state road from Greenfield, in Hancock county, to Franklin, in Johnson county;

No. 339—An act to amend an act entitled, an act to establish a State Library, approved Feb. 10th, 1831;

No. 284—An making the general appropriations for 1837;

No. 273—An act to incorporate the Hendricks county Seminary;

No. 35—An act to incorporate the Milton Savings Institution;

No. 304—An act incorporating the Evansville Trust company;

No. 383—An act to incorporate the Michigan city and St. Joseph rail road company;

And find the same truly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, That the Clerk carry them to the Senate for the signature of their President.

And then the House adjourned until Monday morning, 6 o'clock.

MONDAY MORNING, Feb. 6th, 1837, }
6 o'clock. }

The House met pursuant to adjournment.

Mr. Nicholls, from the joint committee on enrolled bills, made the following report:

That they have compared the enrolled with the engrossed bills, which originated in the House of Representatives, of the following titles, to wit:

No. 165—An act for the preservation of the State House, and for other purposes;

No. 343—An act to incorporate the Indianapolis, Lebanon, and Lafayette turnpike company;

No. 280—An act to incorporate the Peru, Mexico, and Rochester turnpike company;

No. 336—An act relative to state roads;

And find the same truly enrolled.

Also, that they did on this day present to His Excellency the Governor, for his approval and signature, bills of the following titles, to wit:

No. 165—An act for the preservation of the State House, and for other purposes.

No. 343—An act to incorporate the Indianapolis, Lebanon, and Lafayette turnpike company;

No. 280—An act to incorporate the Peru, Mexico, and Rochester turnpike company;

No. 336—An act relative to state roads.

Mr. Winship, from the joint committee on enrolled bills, reports—That they have compared the enrolled with the engrossed bills, of the following titles, viz:

No. 402—An act declaring the acts passed at the present session, making general and specific appropriations for the year 1837, to take effect from and after their passage;

No. 135—An act to incorporate the Bloomfield and White river Insurance company;

No. 328—An act to incorporate the Eel river bridge company;

No. 235—An act making specific appropriations for the year 1837;

No. 313—An act to incorporate the Hudson and New Buffalo road company;

No. 244—An act to divorce Amanda M. Smith;

No. 401—An act to locate a state road from Springville, in Lawrence county, to Emanuel Hatfield's, in Greene county;

No. 400—An act repealing a certain act therein named, and for other purposes;

No. 344—An act to establish a certain state road therein named;

No. 306—An act for the relief of Zachariah Nicholson;

No. 246—An act to amend an act entitled, an act to incorporate Michigan city, approved Feb. 8th, 1836;

No. 233—An act to provide for distributing so much of the surplus revenue of the United States, as the state of Indiana may be entitled to, by virtue of an act of Congress, approved June 23, 1836.

No. 257—An act to incorporate the town of Greenfield, Hancock county;

Also, bills of the Senate, of the following titles, viz:

An act to fix the pay of the Fund Commissioners;

An act to locate a state road from Shelbyville, in Shelby county, to Columbus, in Bartholomew county.

An act to incorporate the Eel river Steam mill company;

An act to establish certain state roads therein named;

And find the same truly enrolled.

The joint committee on enrolled bills reports—That they did on this day, present to His Excellency, the Governor, for his approval and signature, bills of the Senate of the following titles, viz:

An act to change the time of holding Probate courts in the county of Vigo.

An act for the relief of James Warren.

An act to locate a state road from Shelbyville, in Shelby county, to Columbus, in Bartholomew county.

An act to incorporate the Laurel Savings Institution and Insurance company.

An act to incorporate the Liverpool bridge company.

An act declaring a certain road therein named, a state road.

An act to amend an act entitled, an act to organize Probate courts, and defining the powers and duties of executors, administrators, and guardians, approved Feb. 10th, 1831.

An act to preserve the Fire Engine at Indianapolis.

An act authorising the location of a state road from Rochester, in Fulton county, to Monticello, in White county.

An act to incorporate the town of Shelbyville, in Shelby county.

An act to amend an act entitled, an act to incorporate the Turkey Plain Manufacturing company.

An act to ratify and confirm an act of the Legislature of the state of Ohio, incorporating a company to construct a rail road from Piqua, in the state of Ohio, to Fort Wayne, in the state of Indiana.

An act to incorporate the New Albany Hotel Company.

An act declaring Banbango creek a public highway.

An act to amend an act entitled, an act to incorporate the Buffalo and Mississippi rail road company, approved Feb. 6th, 1835;

Bills of the House of Representatives:

No. 301—An act granting to the citizens of Madison and Lawrenceburgh. a city charter.

An act to amend an act subjecting real and personal estate to execution, approved February 4th, 1831.

An act to extend the powers of the President and Trustees of the corporation of the town of Crawfordsville, in Montgomery county.

An act to authorize the change of venue in a certain case therein named.

A joint resolution on the subject of revising the Laws.

An act to authorise the sale of a certain school section, in Lagrange county.

An act to incorporate the Philomath turnpike company.

An act amendatory of an act entitled, an act to provide for a general system of internal improvement, approved January 27th, 1836.

An act to incorporate certain turnpike companies therein named.

An act declaring a certain county road a state road, and appropriating a part of the 3 per cent. fund belonging to the county of Vermilion, to improve the same. (*Vetoed.*)

An act to relocate the seat of justice in Noble county.

An act for the formation of a school district in Marion and Shelby counties.

An act to incorporate the Michigan city and St. Joseph's rail road company.

An act to incorporate the Evansville Trust company.

An act to incorporate the Hendricks county Seminary.

An act to incorporate the Milton Savings Institution.

An act to locate a state road from Greenfield, in Hancock county, to Franklin, in Johnson county.

An act to amend an act entitled. an act to establish a State Library, approved February 10th, 1831.

An act making general appropriations for the year one thousand eight hundred and thirty-seven.

An act to provide for the erection of a bridge over the west fork of White Water at Connersville.

An act to fix the pay of the Fund Commissioners.

An act to locate a state road from Shelbyville, in Shelby county, to Columbus, in Bartholomew county.

An act to incorporate the Eel river Steam-mill company.

An act to establish certain state roads therein named.

An act to relocate a part of the Fort Wayne and Indianapolis state road, and for other purposes.

An act authorizing an exchange of certain ground in Indianapolis, between the Town and State.

An act for the relief of Charles Woodward, collector of Jefferson county.

An act for the equal distribution of the 3 per cent. fund.

An act to provide for a geological survey of the state of Indiana.

An act regulating the practice of law in suits in Chancery, instituted for the relief of certain persons injured by the destruction of the docket and papers of Isaac Wilcox, a Justice of the peace.

An act to incorporate the St. Mary's bridge company.

An act to locate a state road from Iseley's mills, to intersect the state road from Lafayette to the state line, in the direction to Chicago.

An act to amend an act entitled, an act to provide for an equitable mode of levying the taxes in this state, approved Feb. 8th. 1836.

An act to confirm the re-survey of the town of Attica, in Fountain county.

An act to provide for a Justice of the peace in West Point, Tippecanoe county.

A joint resolution of the General Assembly of the state of Indiana, for the benefit of the Lutheran denomination of Christians, in the town of Indianapolis and its vicinage.

An act supplemental to an act entitled, an act to appropriate the 3 per cent. fund among the several counties in this state, and appropriating two hundred dollars on the state road from Owenville to the mouth of Patoka.

An act to incorporate the Lawrenceburgh Savings Institution;

An act incorporating the Carmel Steam mill and Manufacturing company.

An act to fix the pay of the Fund Commissioners.

An act to locate a state road from Shelbyville, in Shelby county, to Columbus, in Bartholomew county.

An act to incorporate the Eel river Steam-mill company.

An act to establish certain state roads therein named.

An act to relocate a part of the Fort Wayne and Indianapolis state road, and for other purposes.

An act authorizing an exchange of certain grounds in Indianapolis, between the Town and the State.

An act for the relief of Charles Woodward, collector of Jefferson county.

An act for the equal distribution of the three per cent. fund.

An act to provide for a geological survey of the state of Indiana.

An act regulating the practice of law in suits in Chancery, instituted for the relief of certain persons injured by the destruction of the docket and papers of Isaac Wilcox, a Justice of the peace.

An act to incorporate the St. Mary's bridge company.

An act to locate a state road from Iseley's mills, to intersect the state road from Lafayette to the state line, in the direction toward Chicago.

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A joint resolution of the General Assembly of the state of Indiana for the benefit of the Lutheran denomination of Christians, in the town of Indianapolis and vicinage.

An act supplemental to an act entitled, an act to apportion the 3 per cent. fund among the several counties in this state, and appropriating two hundred dollars on the state road from Owenille to the mouth of Patoka.

An act to incorporate the Carmel Steam-mill and Manufacturing company.

Mr. Winship, from the joint committee on enrolled bills, reports—That they did this day present to his Excellency, the Governor, for his approval and signature, acts of the following titles, to wit:

An act declaring the acts passed at the present session making general and specific appropriations for the year 1837, to take effect from and after their passage.

An act to incorporate the Bloomington and White river Insurance company;

An act to incorporate the Eel river bridge company;

An act making specific appropriations for the year 1837.

An act to incorporate the Hudson and New Buffalo road company.

An act to divorce Amanda M. Smith.

An act to locate a state road from Springville, in Lawrence county, to Emanuel Hatfield's, in Greene county.

An act for the relief of Zachariah Nicholson.

An act to establish a certain state road therein named.

An act repealing a certain act therein named, and for other purposes;

An act to provide for the distribution of so much of the surplus revenue of the United States, as the State of Indiana may be entitled to, and receive by virtue of an act of Congress, approved 23d June, 1836.

An act to incorporate the town of Greenfield, in Hancock county.

The following message was received from the Governor, by Mr. Maguire, his private secretary.

MR. SPEAKER:

The Governor has approved and signed acts and joint resolutions of the following titles, viz:

No. 329—an act for the relief of the collector of Cass county.

No. 350—an act to provide for the construction of a bridge over the East Fork of White Water river at Brownsville.

No. 392—an act to appropriate the unappropriated balance of the three per cent. fund appropriated to the county of Orange.

No. 385—an act to authorize the Board of Internal Improvement to sell certain reserved lands.

No. 148—an act to incorporate the Indianapolis Master Carpenters and Joiner's association.

No. 31—an act to regulate the disbursement of the three per cent. fund in the unorganized counties.

No. 373—an act to authorize James Alexander, former collector of Monroe county, yet to collect any taxes that may remain due and unpaid in said county for the year or years for which said Alexander was collector.

No. 186—an act to incorporate the Jeffersonville Iron Manufacturing Company.

No. 315—an act to establish a state road from Napoleon, in Ripley county, to Vernon in the county of Jennings.

No. 181—an act to incorporate the Vincennes and Terre Haute turnpike company.

No. 265—an act to incorporate the Fountain county insurance company, the Williamsport, Warren County Insurance Company, and the Rockville Park County Insurance Company.

No. 318—an act to incorporate the town of Cleveland, in Tippecanoe county.

No. 89—an act to change the mode of doing county business in the county of Huntington.

No. 312—an act to incorporate the Lafayette and Michigan City turnpike company.

No. 333—an act appropriating a part of the three per cent. fund in the counties therein named, and for other purposes.

No. 83—an act to incorporate the Mount Carmel and New Albany rail road company.

No. 330—an act for the relief of David Milburn and others.

No. 293—an act to incorporate the Richmond Trading and Manufacturing Company.

No. 324—an act appropriating a portion of the three per cent. fund hereafter coming to Vigo county to the construction of a certain bridge therein named.

No. 381—an act to repeal an act relative to county orders in the county of Parke, approved Feb. 6, 1836.

No. 358—an act appropriating the three per cent. fund of Dearborn county.

No. 154—an act to alter the boundary line of the counties of Carroll and White.

No. 172—an act to incorporate a company to build a bridge over White river at Noblesville.

No. 238—an act to incorporate the Brownstown insurance company.

No. 107—an act to incorporate the Evansville Manufacturing and Dry Dock Company; and also,

No. 334—a joint resolution to amend and explain a joint resolution, passed and approved at the present session of the General Assembly, entitled, a joint resolution relative to officers of the State Bank and Branches.

No. 239—a joint resolution providing for the election of a public

printer to each House of the General Assembly, and fixing the prices and compensation of said officers; and

No. 276—an act respecting Blackford's Reports.

No. 335—an act to amend an act entitled, an act to provide for an equitable mode of levying the taxes of this state, approved Feb. 8, 1836.

No. 135—an act to incorporate the Bloomfield and White river insurance company.

No. 48—an act for the equal distribution of the three per cent fund.

No. 397—an act regulating the practice of law in suits instituted for the relief of certain persons injured by the destruction of the docket and papers of Isaac Wilcox a justice of the peace;

No. 70—an act for the relief of Charles Woodward collector of Jefferson county;

No. 382—an act to provide for a justice of the peace in West Point Tippecanoe county;

No. 396—an act for the relief of Zachariah Nicholson.

No. 403—a joint resolution of the General Assembly of the State of Indiana, for the benefit of the Lutheran Denomination of Christians in the town of Indianapolis and its vicinity.

No. 394—an act to incorporate the St. Mary's Bridge Company.

No. 391—an act to locate a state road from Isley's mill to intersect the state road from Lafayette to the state line in the direction of Chicago.

No. 328—an act to incorporate the Eel River Bridge Company.

No. 19—an act to incorporate the Lawrenceburgh Savings Institution.

No. 131—An act to re-locate a part of the Fort Wayne and Indianapolis state road and for other purposes;

No. 344—An act to establish a certain state road therein named;

No. 401—An act to locate a state road from Springville in Lawrence county, to Emanuel Hatfields in Green county.

No. 313—an act to incorporate the Hudson and New Buffalo rail road company.

No. 490—an act repealing a certain act therein named, and for other purposes.

No. 244—an act to divorce Amanda M. Smith.

No. 318—an act to confirm the re-survey of the town of Attica in Fountain county.

No. 399—an act authorizing an exchange of certain ground in Indianapolis, between the town and state.

No. 241—an act to provide for a geological survey of the State of Indiana.

No. 285—an act making specific appropriations for the year 1837.

No. 364—an act supplemental to an act entitled, an act to appropriate the three per cent. fund among the several counties of this state, and appropriating two hundred dollars on the state road from Owenville to the mouth of Patoka.

No. 320—an act to incorporate the Philomath Turnpike Company.

No. 239—an act to provide for the erection of a bridge over the *West Fork of White Water* river at *Connorsville*.

No. 315—an act to extend the powers of the President and trustees of the corporation of the town of *Crawfordsville*, *Montgomery* county;

No. 390—an act to locate a state road from *Greenfield*, in *Hancock* county, to *Franklin*, in *Johnson* county.

No. 304—an act incorporating the *Evansville Trust* Company.

No. 352—an act to amend an act subjecting real and personal estate to execution, approved Feb. 4, 1831.

No. 170—an act amendatory of an act, entitled, an act to provide for a general system of internal improvement, approved Jan. 27, 1836.

No. 339—an act to amend an act entitled, an act to establish a state library, approved Feb. 10, 1831.

No. 273—an act to incorporate the *Hendricks* county Seminary.

No. 62—an act to incorporate certain turnpike companies therein named.

No. 97—an act to authorize the change of venue in certain cases therein named.

No. 115—a joint resolution on the subject of revising the laws.

No. 180—an act for the formation of a school district in *Marion* and *Shelby* counties.

No. 393—an act to authorize the sale of a certain school section in *Lagrange* county.

No. 35—an act to incorporate the *Milton Savings Institution*.

No. 353—an act to incorporate the *Michigan City* and *St. Joseph* railroad company.

No. 337—an act to incorporate the town of *Bethlehem* in *Clark* county.

No. 165—an act for the preservation of the *State House* and for other purposes.

No. 336—an act relating to state roads.

No. 252—an act to amend an act entitled, an act to vacate the town of *Northampton* in *Jackson* county, approved Feb. 7, 1835.

An act to amend an act entitled, an act to incorporate *Michigan City*, approved Feb. 8, 1836.

No. 286—an act to amend an act entitled an act to provide for an equitable mode of levying the taxes of this State, approved February 8, 1836.

No. 313—an act to incorporate the *Indianapolis*, *Lebanon*, and *Lafayette* turnpike company.

No. 310—an act to locate a state road from *Emanuel Hatfield's*, in *Greene* county, thence to *Black creek bridge* in said county.

No. 257—an act to incorporate the town of *Greenfield* in *Hancock* county.

No. 337—an act to incorporate the town of *Bethlehem* in *Clarke* county.

No. 379—an act to incorporate the *Mayor* and *Common Council* of *Lafayette*.

No. 376—an act to incorporate the *Farmers and Mechanics' Savings*

Institution of Floyd county, the Columbus Savings Institution, and Huntsville Savings Institution.

No. 233--an act to provide for the distributing so much of the surplus revenue of the United States as the State of Indiana may be entitled to and receive, by virtue of an act of Congress, approved June, 23rd, 1836.

No. 234--an act making general appropriations for the year 1837.

All of which originated in the House of Representatives.

On motion of Mr. Hubbard,

Resolved, That a committee of two be appointed on the part of this House, to act with a similar committee on the part of the Senate, to wait upon the Governor, and inform them that both Houses of the General Assembly have completed their legislative business of the present session, and are now ready to adjourn, *sine die*, if he has no further communication to make to them, and that the Senate be informed of the adoption of this resolution, and a similar one on their part requested.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives, that they have reciprocated the resolution of the House appointing a committee to wait upon the Governor, and inform him that both Houses of the General Assembly have completed their legislative business of the present session, and are now ready to adjourn without day, if he has no further communication to make to them; and that Messrs. Sigler and Clark are appointed that committee on the part of the Senate.

Mr. Hubbard from the joint committee appointed to wait on the Governor for that purpose, reported,

That the said committee had performed the duty assigned them, and that they received for answer, that he had no further communication to make to either branch of the present General Assembly.

On motion of Mr. Armstrong,

Resolved, that the Senate be informed that the House of Representatives have gone through with the business before them, and are now ready to adjourn *sine die*.

A message from the Senate by Mr. Test, their principal Secretary:

MR. SPEAKER:

I am instructed by the Senate to inform the House of Representatives, that they have adopted the following resolution;

Resolved, That the House of Representatives be informed that the Senate have gone through with the business before them, and are now ready to adjourn *sine die*.

Mr. Thornton then moved that the the House now adjourn *sine die*.

The Speaker arose and delivered the following valedictory address:

Gentlemen of the House of Representatives,

Having discharged the various public duties which called us together, it remains but for me to pronounce the adjournment which will bring the session to a close, and terminate our existence as a deliberative body. Before doing this however, I must be permitted to express to you my grateful acknowledgments for the kindness with which you have upon all occasions aided and sustained me in the discharge of the arduous duties of the Chair. Having been selected from among the younger members of the House, to preside over your deliberations, and possessing but a limited share of experience, I am sensible that if I have been able to discharge the duties in a manner that has received your approbation, it has been owing more to your forbearance and indulgence than to any merit or ability of mine.

The session has been one of great labor and much interest. The subjects upon which we have been called to act, have been of an important and exciting character; subjects which have arrayed the sectional and conflicting interests of the various portions of the state, and have enlisted in an intellectual conflict, the advocates of those interests with a degree of warmth and feeling which will always characterize the Representative who contends zealously for the rights and interests of his constituents. It is however, gratifying to reflect, that the excitements which have resulted from these conflicts, have been but momentary, and have left no trace behind them to interrupt that harmony of feeling which should characterize our intercourse.

From the increased number of members under the late apportionment, as well as from the intense anxiety which all have experienced in regard to the important measures presented for our consideration; the duties of the station which you have done me the honor to assign me, have been rendered unusually laborious. I have endeavored so to discharge them as to promote the character and dignity of the House, and facilitate its business. How far I have succeeded in accomplishing this object, you can better judge than myself. The resolution which you have adopted expressive of your approbation however affords me the gratifying assurance that you have fully appreciated my humble efforts.

We are now convened for the last time, when in all human probability, we shall all assemble together, this side of that *bourne* to which we must hasten.

The associations in which we have indulged must now be severed, and we must return to our constituents. Let me assure you however, that whatever may be my situation in after life, under whatever vicissitudes of fortune it may be my lot hereafter to be cast, I shall always look with feelings of grateful remembrance to the unvarying kindness which has been manifested towards me by the House of Representatives.

Accept assurances of my most ardent wishes for your future prosperity and happiness. I Now declare this House adjourned *sine die*.

And the House adjourned *sine die*.

Attest

JEHU T. ELLIOTT,
Pr. Clark H. R.





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BANK.

(See State Bank.)

TITLES WHICH ORIGINATED IN THE HOUSE OF REPRESENTATIVES.

506

TITLES.	Introduced.	Proceedings in committee of the whole and in the House.	Passed Ho.	Passed Sen.	Other proceedings.	Approved.
1 A bill to authorize a special session of the Vermont circuit court - - - - -	10		10	14	40,45	
2 A bill to authorize the Johnson circuit court to hold a special session - - - - -	11		12	14	40,45	46
3 A bill on the subject of electing United States Senators &c - - - - -	14	33,44,215,216	224	379	386	464
4 A bill regarding certain acts regulating the mode of doing county business in Greene county - - -	32	14,235	241	286	283,304	327
5 A bill to legalize the election of Probate Judge in Putney county - - - - -	32	14,	45	126	113,120	173
6 A bill to change the name of Mary Ann Elder Glass - - - - -		58,	65	152	146,179	194
7 A bill legalizing the assessment of state and county records in the county of Vanderburgh - - -	44		58	64	73,75	158
8 A bill legalizing the assessment of the revenue for 1876 in Warrick and Spencer counties - - -	44	58,	60	126	113,120	173
9 A bill to locate a state road from Bloomington to Bloomfield - - - - -		58,65,	67	152	176,179	194
11 A bill changing the time of holding elections for township officers in the county of Warrick - -	50	65,235,	241	286	283,347,373	

12	A bill accepting the deposits of a portion of the revenue of the United States	54 65	79	171	346,422	437
13	A bill to incorporate the town of Knightstown	54 65	121	172	179,	231
14	A bill to incorporate the Peru collegiate institute	55 65,114				194
15	A bill to change the name of Portersville to Valparaiso	57	65	152	176,179	
16	A bill to amend 'an act to regulate marriages'	57 65,89				
17	A bill to locate a state road from Plymouth to Monticello	60 72				
18	A bill to provide for a survey of the East Fork canal	60 73	79	287	292,304	327
19	A bill to incorporate the Lawrenceburgh savings institution	64 73,100	114	474		498
20	A bill to amend an act to provide an equitable mode of levying tax	64 73,330				
21	A bill authorizing the election of an additional Justice of the peace in Owen county	64 73	80	204	213,931	271
22	A bill to locate a state road from Morgantown to Columbus	64 73				
24	A bill to incorporate the Del river and Michigan road bridge company	68 86,96	114	401	440,459	469
25	A bill supplemental to the act to provide for a general system of internal improvements	71 101,86,97,97,100				
29	A bill to incorporate the Madison Hotel Company	72 86,96,	114	401	440,459	469
30	A bill supplemental to the act to provide for a general system of internal improvement	72 86,234,280,306,332	380	419	434,462	463
31	A bill to regulate the disbursement of the 3 per cent. fund in unorganized counties	72 86,121	130	460	471,489	497

BILLS WHICH ORIGINATED IN THE HOUSE OF REPRESENTATIVES.

508

Number.	TITLES.	Introduced.	Proceedings in committee of the whole, and in the House.	Passed Ho.	Passed Sen.	Other Proceedings.	Approved.
32	A bill to amend an act incorporating the Jefferson ville and New Albany canal company	72	86, 96	114	400	421, 442	459
33	A bill to repeal part of the Crawfordsville &c. rail road charter	72	86	94	217	291	327
35	A bill to incorporate the Milton Savings Institution	73	87, 96	114	477	49	499
36	A bill to amend the several acts for the promotion of schools in Clarks Grant	74	87	94	171	179	194
37	A bill to incorporate the St. Joseph manual labor collegiate institute	76	87	94	217	346, 373	
38	A bill to locate a state road from Monticello to Portersville	83	115				
39	A bill to locate a state road from Laporte to the Illinois state line	83	115				
41	A bill legalizing the assessment of revenue in the county of Martin	85		115	449	441, 459	469
42	A bill to legalize the proceedings of the probate Court in Dearborn county	86	115				
43	A bill to facilitate the execution of deeds	87	115, 161	121	449	457, 458	469
44	A bill to authorize a state road from Thorntown to Frankfort	90	115				

45	A bill to incorporate the trustees of the Western University	90	115, 125	130	217, 283, 304	328
48	A bill to provide for the equal distribution of the three per cent fund	94	121, 163	223	419, 428, 488	498
49	A bill to amend an act providing for the internal improvement system	94	121, 203, 266	297		
50	A bill to incorporate the Hartford steam mill and manufacturing company	94	121, 279	308	418, 455, 470	490
51	A bill to authorize the sale of certain lots in Indianapolis	95	{ 121, 137, 144, 168, 175, 242	308		
52	A bill authorizing W. McCartney to cut a race etc.	96	121, 130	224	217, 347, 373	
53	A bill to legalize sale of s. section 16. T. 4. r. 8 w.	97	121, 186			
54	A bill to appropriate part of the 3 per cent. fund on the Rome and Paoli road	97	121	130	180, 181	194
55	A bill to form a new county out of the county of Dearborn	97	122, 129, 132	144		
56	A bill to incorporate the Lawrenceburgh and Tanners Creek bridge company	100	122	129	449, 464, 480	490
57	A bill to alter boundary lines of Warren and Jasper counties	100	122	129		
58	A bill to incorporate the Lawrenceburgh and Napoleon turnpike company	105	122, 132	144		
59	A bill to dissolve the bands of matrimony between Houston Russell and wife	105	123	129		
60	A bill to change the mode of doing county business in the county of Gibson	106	138, 235	241	400, 414, 422	438
62	A bill to incorporate certain turnpike companies therein named	109	138, 141, 235	280	474, 479	499

BILLS WHICH ORIGINATED IN THE HOUSE OF REPRESENTATIVES.

510

Number.	TITLES.	Introduced.	Proceedings in committee of the whole, and in the House.	Passed H ^o .	Passed Sen.	Other proceedings.	Approved.
63	A bill to authorize Ezra Baker jun. to build a mill dam on the Wabash river . . .	109		120	128	150, 229	160
64	A bill for the relief J. B. Richardville and Francis Godfrey . . .	110	138, 169	215	285	291, 304	
65	A bill to amend the act for the appointment of surveyors . . .	110	138	144			
66	A bill to locate a state road from Corydon to New Amsterdam . . .	110	138				
69	A bill appropriating a certain portion of the three per cent. fund, &c. . .	111	138	144	400	427, 464, 486	490
70	A bill for the relief of Charles Woodward, collector of Jefferson county . . .	114	138	144	488		498
71	A bill directing the application of the three per cent. fund of the county of Putnam . . .	114	138, 154	168			
72	A bill to repeal the 12th section of an act relative to state roads, &c. . .	114	139				
73	A bill to amend the 3rd section of an act providing equitable mode, &c . . .	114	139, 330				
77	A bill to incorporate the Troy Queensware Manufacturing Company . . .	120	139, 153	168			

78	A bill to amend the act for assessing and collecting revenue, approved 1831	120	139,330,						
7	A bill to incorporate the New Amsterdam Manufacturing Company	120	139,214	225	87	146,375,423,444			
80	A bill to change the mode of doing county business in the county of Huntington	120	139,236	242	174	189			197
81	A bill on the mode of doing county business, &c.	124	{ 207, 139, 183, 203,						
82	A bill to amend an act to organize and regulate the militia	124	{ 207 166, 243, 255	291	491				
83	A bill to incorporate the New Albany and Mount Carmel rail road company	125	139,163	223	102	{ 224, 201, 290, 223, 433, 489			197
84	A bill to organize the county of DeKalb, &c.	125	139	144	205	213, 231			271
85	A bill to incorporate the Fort Wayne and Maumee bridge company	125	139,180	224	236	283, 304			327
86	A bill to change the name of Lakeport, &c.	125	140	144					
87	A bill supplemental to internal improvement act	127	145, 265, 356						
89	A bill supplemental to internal improvement act	128	145, 264						
90	A bill supplemental to internal improvement act	128	145, 414						
91	A bill to exempt librarians of county libraries from militia duty	128	145, 179						
92	A bill supplemental to internal improvement act	128	145						
93	A bill to repeal an act incorporating the townships in Warren county	128	145	167					
94	A bill to locate a state road from Huntington to intersect, &c.	128	145						
95	A bill supplemental to an act authorizing agents of state, &c.	128	145	167	217	291, 304			327

Number.	TITLES.	Introduced.	Proceedings in committee of the whole, and in the House.	Passed H. o.	Passed Sen.	Other proceedings.	Approved.
96	A bill to amend act to authorize inhabitants of T. 8, R. 2 west, to sell school lands	132 145		167			499
97	A bill to authorize a change of venue in certain cases	132 145		167	474	479	
98	A bill to amend act for encouragement of agriculture	132 145, 167, 170		233			
99	A bill to incorporate the Williamsport and Warren county bridge company	132 145		167	241 285, 347, 373		327
100	A bill to provide for the draining of Lost creek	132 146, 194		224	231 291, 304		
101	A bill to provide for an appropriation of a part of 3 per ct. fund, in Monroe county	132 146, 252					
102	A bill for the relief of Westley Stroud	133 146					
103	A bill to increase the compensation of the governor and officers of state	133 225		229	231 292, 304		327
105	A bill to legalize the sale of school lands in Fountain county	136 147, 182		224			
106	A bill to incorporate the Evansville manufacturing and dry-dock company	137 147, 279		308	447 471, 489		497
107	A bill supplemental to internal improvement act	137 147					
108	A bill authorizing the survey of a canal from Columbus to New Castle	137 147, 277					

109	A bill supplemental to internal improvement act	137	147	223	379	386	
110	A bill to amend an act to incorporate Indianapolis	137	147, 164				
111	A bill to appropriate, &c. for a turnpike from Connersville, &c.	137	147				
112	A bill supplemental to internal improvement act	137	147, 276, 383				
113	A bill to locate a state road from Lockport to Monticello	137	147				
114	A bill to locate a certain state road	137	147				
116	A bill to regulate the jurisdiction of Justices of the peace in Tippecanoe county	141	230	241	352	421, 441	459
117	A bill to amend the charter of the Vevay seminary	141	230	241	310	347, 373	437
118	A bill to provide for establishing the southern line of Wells county	141	231, 398				
119	A bill to provide for establishing the western line of Jay county	142	231, 398				
120	A bill to encourage the apprehension of horse thieves, &c.	142	231	241	381	414, 422	438
122	A bill to repeal a part of internal improvement act	142					
123	A bill to locate a state road from Germantown to Flat Branch	143					
124	A bill to legalize the election of a Probate Judge in Kosciusko county	143	232	241	310	347, 373	437
125	A bill authorizing county board of Washington co. to fund money, &c.	143	232, 340		418	421, 441	
126	A bill supplemental to internal improvement act	143	232, 234				
127	A bill to revive and continue in force the act to incorporate the town of Rome	146	233	241	286	283, 304	327

BILLS WHICH ORIGINATED IN THE HOUSE OF REPRESENTATIVES.

514

Number.	TITLES.	Introduced.	Proceedings in committee of the whole, and in the House.	Passed Ho.	Passed Sen.	Other proceedings.	Approved.
128	A bill to locate a state road from Portersville towards Chicago	146,233					
129	A bill to authorize D. A. Rawlings to sell certain real estate	154,236		242	379	421,441	459
130	A bill to vacate a part of the Indianapolis, Centreville and Richmond state road	154,236,281		308	352	387	437
131	A bill to relocate a part of the Indianapolis and Fort Wayne state road, &c.	154,236,276,281		309	485		498
133	A bill to appropriate a part of the three per cent. fund in Orange county	156,236		242	285	373	
134	A bill to locate a state road from Warsaw to Lima	156,237					
135	A bill to incorporate the Bloomfield &c. Insurance company	156,237,279		387	474	492	498
136	A bill amendatory of act regulating practice at law	156,237		242			
137	A bill to incorporate the White river bridge company	156,237,279		308	418	435,462	464
138	A bill supplemental to the act to enable School Commissioners &c. to correct collectors returns	159,237					
139	A bill to authorize the Governor to appoint commissioners of deeds in other states	160,237,242			418	421,441	459

140	A bill amendatory of the act for the prevention of frauds - - - - -	162	{ 237,295,345,363, 468	164	180	178	194
141	A bill to change the time of holding courts in the 5th judicial circuit - - - - -	164					
142	A bill to provide for the election of Justice of the peace in Harrison county - - - - -	166	237	242	286	292,304	327
143	A bill to prevent disasters on steam boats - - - - -	169		206	241	254,286,292,305,	327
144	A bill to incorporate the Brookville insurance company - - - - -	170	209,235	241	310	346,374	
145	A bill to locate a state road from Americus to &c. - - - - -	170	237				
148	A bill to incorporate the Indianapolis Master Carpenter and Joiners company - - - - -	173	239,279	308	447	489	497
149	A bill to incorporate the town of Bloomfield - - - - -	173	239	254	344	414,422	437
150	A bill to provide for the improvement of the Michigan road &c. - - - - -	173	{ 239,243,255,257, 329,341,357,357, 360	355	100	414,422	437
151	A bill to provide for a clay turnpike from Orleans to Leavenworth - - - - -	173	255				
152	A bill appropriating so much of the 3 per cent. fund as is due to Greene county - - - - -	173	256	297	333	347,374	
153	A bill to amend the act for a general system of internal improvements - - - - -	173	256,267,357				
154	A bill to alter the boundary lines of the counties of Carroll and White - - - - -	175	257	308	352	471,489	497
155	A bill to amend the act to regulate taking up of animals astray &c. - - - - -	176	257,291,339				
156	A bill to relocate a part of the state road from Vincennes to Carlisle - - - - -	177	258	267	333	346,374	437

BILLS WHICH ORIGINATED IN THE HOUSE OF REPRESENTATIVES.

516

Number.	TITLES.	Introduced.	Proceedings in committee of the whole, and of the House.	Passed Ho.	Passed Sen.	Other proceedings.	Approved.
157	A bill to authorize the survey of a rail road from Munceytown &c. - - -	177 258					
158	A bill to provide for a special session of the Marion circuit court - - -	177		177	205	186, 211	207
159	A bill establishing the Indiana State Funding Co'y.	177 180, 273					
160	A bill for the relief of Lyle McClung, and others	180 258, 289		310			
161	A bill to legalize the deed of donation made by P. Vanslyke to the town of Bloomfield - - -	182 271		308	401	435, 462	463
162	A bill to locate a state road from Michigan city to state line - - -	182					
163	A bill to amend the act for the regulation of the State Prison - - -	187 258		267	381	421, 441	464
164	A bill for the encouragement of agriculture, &c.	187 259					
165	A bill for the preservation of the State House, &c.	188 271, 340		354	458	492, 492	499
166	A bill to legalize the proceedings of the trustees of the Greensburgh Presbyterian Church - - -	188 271		308	352	387	437
167	A bill for the benefit of Nancy Roxbury - - -	193		193	280	292, 305	327
168	A bill to amend the act to organize Probate courts - - -	195 271, 336					
169	A bill to preserve the fire engine at Indianapolis - - -	195 271		297			
170	A bill amendatory of the internal improvement act - - -	196 260		260	474	479	499

171 A bill to incorporate the Washington Hall company -	196 271, 278	297	352 416, 442	438
171 A bill to legalize the proceedings of Trustees of T. G. R. I, west, &c. -	198 271	308	352 386, 443	437
172 A bill to incorporate a company to build a bridge over White river -	198 271, 277	308	418 471, 489	497
173 A bill to change the name of the town of Danville to Fayetteville -	198 271	297	346, 374	
175 A bill to declare a certain road a state road -	201 271	297	333 346, 374, 483	
176 A bill to provide for the improvement of the navigation of Lost river -	201 271	302		
177 A bill to locate a state road from W. Goodwin's to the Sulphur Springs -	202 272			
178 A bill to amend the act to provide an equitable mode	202 272, 330			
179 A bill declaring certain county roads in Owen county, state roads -	202 272	297	333 346, 374	
180 A bill for the formation of a school district, in Shelby by county -	202 272	297	481 491	499
181 A bill to incorporate Vincennes and Terre Haute Turapike Company -	202 282, 387	405	465 477	497
182 A bill to amend internal improvement act -	202 272, 273			
183 A bill supplemental to internal improvement act -	202 282			
184 A bill to extend the Erie and Michigan canal	202 282, 305, 363, 378	391	427 446, 464, 480	490
185 A bill to locate a state, road from Valparaiso to La-porte county -	202 282			
186 A bill to incorporate the Jeffersonville iron manufacturing company -	202 282, 301	302	418 455, 470	497
187 A bill to establish a certain state road therein named	202 282			

Number.	TITLES.	Introduced.	Proceedings in committee of the whole and in the House.	Passed Ho.	Passed Sen.	Other proceedings.	Approved.
188	A bill authorizing the construction of a road from Rushville, &c. - - -	202 283		309			
189	A bill supplemental to internal improvement act - - -	202 282					459
190	A bill to declare certain names misprints - - -	202 283		309	352	426,441,	
191	A bill relating to corporations - - -	202 283,315					
192	A bill to extend jurisdiction &c. of trustees of Vernon - - -	202 283,301		332	381	414,422,	438
193	A bill to locate a state road from Wolfley to S. Bend - - -	202 283					
194	A bill to amend act relative to crime and punishment - - -	203					
195	A bill authorizing Paul McCoon and others to erect a dam across the Wabash river - - -	203 283,301		302	381	414,422,	437
196	A bill to locate a certain state road - - -	203 284					
197	A bill amendatory of the act regulating descents, &c. - - -	203 284,315,354		332			
198	A bill to incorporate the Porter county seminary - - -	203 284,301		302	387	414,422,	438
199	A bill to provide for the election of a justice of the peace in Bartholomew county - - -	203 284					
200	A bill to provide for opening &c. roads and highways in Clay county - - -	203 284,299,332,354		354	400	414,422,	437
201	A bill to amend acts concerning clerks - - -	203 284					
202	A bill to authorize Samuel Coleman to sell certain town lots, &c. - - -	209		293	344	414,422,	437

203 A bill to legalize the proceedings of the trustees of the Salem Presbyterian congregation -	209	293	309	352386	438
204 A bill amendatory of the act to incorporate the Carlisle school society -	210	292	309	352387	438
205 A bill to repeal an act to relocate part of state road from Martinsville &c. -	210	293	309	352387	438
206 A bill to relocate a part of the Newcastle and Lafayette state road &c. -	210	292	309	353386	437
207 A bill to repeal part of the act regulating interest of money, &c. -	210	293			
208 A bill to locate a state road from Warsaw to Tippecanoe river -	210	293			
209 A bill to regulate the jurisdiction of justices of the peace in Hancock county -	210	284		353363, 374	
210 A bill to amend the act to incorporate the town of Terre Haute -	214	294	309	353387	438
211 A bill to repeal so much of the act regulating the jurisdiction of justices of the peace, &c. -	214	294	309	352387	438
212 A bill to amend several acts regulating the mode of doing county business in the county of Martin -	214	294	309	449441, 459	469
213 A bill authorizing the commissioners of reserve township in Monroe county, to cancel, &c. -	215	294	309	352426, 441	459
214 A bill straightening, &c. the line between Daviess and Martin counties -	216	294, 309			
216 A bill funding the surplus revenue -	222	294, 341			
217 A bill permanently fixing the line between Jefferson and Clarke counties -	222	294, 303	332	379414, 422	437
218 A bill supplemental to internal improvement act -	222	294			

BILLS WHICH ORIGINATED IN THE HOUSE OF REPRESENTATIVES.

520

Number.	TITLES.	Introduced.	Proceedings in committee of the whole, and in the House.	Passed Ho.	Passed Sen.	Other proceedings.	Approved.
219	A bill to amend the act to regulate the mode of doing county business in Vigo county -	222 294		310	381	414, 422	437
220	A bill to locate a state road in the counties of Madison and Delaware -	222 295					
221	A bill supplemental to the act to incorporate S. Bank	222 295, 347					
222	A bill to incorporate the Clay county seminary -	222		295	344	414, 422	437
223	A bill regulating crimes and punishments -	222 295, 315		332	333	426, 441	459
224	A bill to revive the corporation of Bowlinggreen -	222		295			
225	A bill to change the name of the town of Mongonong to Lima -	222 295		310	352	426, 441	459
226	A bill to amend act dividing congressional districts -	222					
227	A bill to relocate a bridge and part of a certain state road therein named -	237 296		304	352	386	438
228	A bill to legalize the proceedings of the board of commissioners of Warrick county -	238 296		309	352	387	436
229	A bill providing for adjournment of probate courts &c. and fixing return day, &c. -	250 296, 310, 336					
230	A bill regulating the fees and salaries of the several officers, &c. therein named -	251 310, 369, 371		372	458		
231	A bill to amend act relating to county seminaries -	251 296		310			

232	A bill to provide for the sale of tools belonging to Michigan road fund	263	264	401	425, 441	493, 459
233	A bill to provide for distributing, &c. surplus revenue	273	326	406	410, 461, 472, 476, 500	
234	A bill to incorporate the New Albany Guards	276	276	352	386	438
235	A bill amendatory of internal improvement act	277				
235	A bill to provide for the construction of a lock &c. near Delphi	278	364			
236	A bill supplemental to internal improvement act	278				
237	A bill fixing the commanding point on Central canal	278				
238	A bill to improve the breed of cattle in the county of White	278	309			
239	A bill to amend the act to establish state library	280	454	481	491	499
240	A bill authorizing the heirs of Edward Elliott to sell certain real estate	280	365	447	456, 473	490
241	A bill to provide for a geological survey of Indiana	280	373	487		498
242	A bill to increase the capital stock of the Lawrenceburgh bridge company	281	365	401	440, 459	469
243	A bill authorizing the county board of Dearborn co. to levy a tax for bridge, &c.	281	366	401	435, 433	463
244	A bill to divorce Amanda M. Smith	231	366	487	493	498
245	A bill to amend an act incorporating Michigan City	289	367	451	493	499
247	A bill for the re-location of a part of two state roads in the county of Parke	259	367	401	434, 433	463
248	A bill to amend act to incorporate Indianapolis and Ohio rail road company	289	354	401	426, 441	459
249	A bill authorizing W. McIlvain to build a dam across White river	289	380	447	456, 470	490

BILLS WHICH ORIGINATED IN THE HOUSE OF REPRESENTATIVES.

522

Number.	TITLES.	Introduced.	Proceedings in committee of the whole and in the House.	Passed H. o.	Passed Sen.	Other proceedings.	Approved.
250	A bill to change commissioner on certain state road therein named	289 367			400	435, 463	463
251	A bill to change the name of the town of Maankport	289 367		380			499
252	A bill to amend act vacating town of Northampton	289 367		380	473		
253	A bill for the relief of Asa Brown	230 367, 427					
254	A bill to authorize the road commissioner of Fulton county to loan the three per cent fund of said Co.	230 367		380	420	411, 458	469
255	A bill to locate part of Fort Wayne and Richmond state road	290 368		380	420	457, 458	470
256	A bill to locate a state road in Bartholomew county	290 368		380	420	441, 458	469
257	A bill to incorporate the town of Greenfield	290		442	482	493	499
	A bill to provide for the classification of the public works	292					
258	A bill to appropriate the 3 per cent. fund in Dearborn county	293 368		380	420	471, 489	497
259	A bill to repeal 20th section of act regulating the mode of doing county business, so far &c.	297 368		380	419	426, 441	459
260	A bill relative to the Mount Vernon and Princeton turnpike road	300		368	427	435	438

261	A bill to locate a state road from Portland to the Michigan road	302 368	464
262	A bill to drain the swamps and low lands North East of Indianapolis	303 368	490
263	A bill to increase the salary of Treasurer of State and other officers	303 368, 374	
264	A bill to provide for a bridge across Clear Creek, in Huntington county	303 368	
265	A bill to incorporate the Fountain county insurance company, &c.	303 368	497
266	A bill declaring Yellow river a public highway	304 368	459
267	A bill to authorize transfer of school funds, &c. in Cass county	304 369	464
268	A bill to vacate a state road, and relocate another state road	305 369	490
269	A bill to provide for the erection of a bridge over White Water river at Connorsville	305 369	499
270	A bill to amend act incorporating sundry companies	305 369	470
271	A bill authorizing the relocation of a certain state road	306 369	469
272	A bill declaring a certain road a state road	306 369	459
273	A bill to incorporate the Hendricks county seminary	313 338	499
274	A bill to amend the act to incorporate Wabash &c. rail road company	313 369	
275	A bill repealing part of the act providing for removing obstructions in Eel river	313 369	463
276	A bill to provide for the survey of a rail road, &c.	313 369	
277	A bill to amend internal improvement act	213	

BILLS WHICH ORIGINATED IN THE HOUSE OF REPRESENTATIVES.

524

Number.	TITLES.	Introduced.	Proceedings in committee of the whole, and in the House.	Passed.		Other Proceedings.	Approved.
				Ho.	Sen.		
278	A bill to incorporate the Vincennes and Terre Haute rail road company	313,369,399		433			
279	A bill for the benefit of C. Dashney, of Parke county	314,369,385					
280	A bill to incorporate the Peru, Mexico &c. rail road company	314,369		386	450	192,492,	
281	A bill to authorize N. Davis, and others, to cut a race in Lake county	316,382,416,					
282	A bill relative to the Tippecanoe Battle Ground	317,382		392	449	156,458,	464
283	A bill to locate state road from Rossville to Americus	317,383		392	420	134,463,	500
284	A bill making general appropriations for 1837	329,383		392	473	491	498
285	A bill making specific appropriations for 1837.	329,383,432,466		467	484	187	
286	A bill to amend an act to provide for an equitable mode, &c.	330,383,416,429		431	477		
287	A bill repealing part of internal improvement act	331		331			
288	A bill authorizing school commissioner of Hancock county to draw certain monies	334		358	447	464,480	490
290	A bill to provide for establishing titles to lots in Merom	334					
291	A bill securing to married women a portion of property in certain cases	334,382,412,433		359	447	464,480	490

292	A bill amendatory of act incorporating the town of Evansville	334	338	447	464,481,	490
293	A bill to incorporate the Richmond trading &c. Co.	334	338	425	455,470,	497
294	A bill to legalize the appointment of assessor in Vigo county, &c.	334	384	420	435,462,	464
295	A bill to amend act regulating admission, &c. of attorneys	334				
			333,417			
297	A bill to change the mode of doing county business in the county of Boone	334	392	420	421,441,	459
298	A bill to incorporate the Brownstown insurance Co	334	392	447	471,489,	497
299	A bill to establish a state road	334	405	420	421,442,	463
300	A bill to repeal part of act to amend act regulating practice at law	334	393			
301	A bill granting the citizens of Madison a city charter	334	393			
302	A bill to extend 6th sec. of internal improvement act	335	393	428	486,494,	
303	A bill declaring the county road from Centreville to Milton a state road	335	393	419		159
304	A bill to incorporate the Evansville Trust company	335	370	447	491	499
305	A bill declaring a certain county road a state road	335	393	405	421,442,	159
306	A bill attaching Newton county to the county of Porter for judicial purposes	335	393	405	456,470,	190
307	A bill to relocate a state road in Hancock county	335	393	405	420	
308	A bill to amend act providing means for Wabash and Erie canal	335	394			
309	A bill supplemental to internal improvement act	335	360			
310	A bill to locate a state road therein named	335	394	420	435,463,	463
311	A bill to amend act relative to crimes & punishments	335	394			

BILLS WHICH ORIGINATED IN THE HOUSE OF REPRESENTATIVES.

526

Number.	TITLES.	Introduced.	Proceedings in committee of the whole, and in the House.	Passed Ho.	Passed Sen.	Other proceedings.	Approved.
312	A bill to incorporate Lafayette and Michigan city turnpike company -	335	-	360	447	471, 489	497
313	A bill to incorporate the Hudson and New Buffalo rail road company -	339	395, 416	334	473	493	498
314	A bill supplemental to the act establishing a teacher's seminary -	340	395, 105	-	-	-	-
315	A bill distributing the 3 per cent fund in the county of Parke -	340	-	395	447	457, 458	469
316	A bill to provide for the payment of interest on State bonds for 1837 -	343	395	-	-	-	-
318	A bill to incorporate the town of Cleveland in Tippecanoe county -	346	-	395	447	456, 471	497
319	A bill to establish a state road from Napoleon to Vernon -	346	-	395	425	479, 489	497
320	A bill to incorporate the Philomath turnpike company	347	-	360	474	485	498
321	A bill authorizing R. M. Kirk to build his dam three feet higher -	347	-	364	401	421, 441	460
324	A bill appropriating part of the three per cent. fund of Vigo county to the construction of a bridge -	350	-	435	466	469, 489	497

325	A bill providing for the survey of a McAdamized road from Rushville to W. Water canal	350	135						
326	A bill to provide constables with the acts of the Legislature	350	136						
327	A bill subjecting Indian tribes to the jurisdiction of the laws of Indiana	350	436						
328	A bill to incorporate the Eel river bridge company	351		350	474	493			498
329	A bill for the relief of the collector of Cass county	351		436	460	468			496
330	A bill for the relief of Daniel Milwine and others	351		436	466	471, 489			497
331	A bill to amend act to provide equitable mode of levying taxes	351							
332	A bill authorizing the building of a bridge across Sugar creek, at &c.	351	155	436					
333	A bill appropriating the 3 per cent. fund in certain counties therein named	351		363	424	464, 480, 482			497
334	A bill supplemental to internal improvement act	351							
335	A bill to amend act to provide for an equitable mode of levying taxes	351	157	436	485				498
336	A bill relating to State roads	351	104, 415	415	482	492, 492			499
337	A bill to incorporate the town of Bethlehem in Clar county	351		380	470				499
338	A bill supplemental to internal improvement act	351	138						
339	A bill to dissolve the bans of matrimony between W. Dearing and his wife	351	138						
340	A bill to locate a state road from Hatfield's to Black creek bridge	352							
341	A bill to amend act to incorporate Lawrenceburg &c. Rail Road Company	352	146	438	475				499

BILLS WHICH ORIGINATED IN THE HOUSE OF REPRESENTATIVES.

528

Number.	TITLES.	Introduced.	Proceedings in committee of the whole, and of the House.	Passed Ho.	Passed Sen.	Other proceedings.	Approved.
342	A bill declaring a certain road a state road	362		438			
343	A bill to incorporate Indianapolis, Lebanon and Lafayette turnpike company	363		380	458	492	499
344	A bill to establish a certain state road therein named	363		457	485	493	498
345	A bill to authorize the Vermont circuit court to change venue in certain cases	364		364	400	435, 462	463
347	A bill to amend act regulating practice in chancery	371		438			
347	A bill to amend act to locate a state road from the mouth of Bel river to Bowlinggreen	374					
348	A bill to confirm the resurvey of the town of Attica	377		438	482		498
349	A bill providing for a survey of a McAdamized or railroad from Bloomington to &c.	377	439				
350	A bill to provide for the construction of a bridge over east fork of White river	377		392	458	471, 480	496
351	A bill supplemental to act providing for apportionment of senators, &c.	384	439				
352	A bill to amend act subjecting real and personal property to execution	384		439	482	486	499
353	A bill to amend act regulating fees and salaries, &c.	384		392	420	434, 463	464
354	A bill supplemental to internal improvement act	385	439				

BILLS WHICH ORIGINATED IN THE HOUSE OF REPRESENTATIVES.

530

Number.	TITLES.	Introduced.	Proceedings in committee of the whole, and in the House.	Passed Ho.	Passed Sen.	Other proceedings.	Approved.
378	A bill to provide for an experiment of a wooden turnpike - - -	414	422				
379	A bill to incorporate the mayor and common council of the town of Lafayette - - -	415		416	473		499
381	A bill to repeal an act relative to county orders in the county of Parke - - -	415		415	475	479, 489,	497
382	A bill to provide for a justice of the peace in West Point, Tippecanoe county - - -	417		433	482		498
383	A bill to incorporate the Michigan City and St. Joseph rail road company - - -	417		432	465	492	499
385	A bill to authorize Board of Internal improvement to sell certain reserved lands - - -	427		442	466	469, 439,	496
390	A bill to locate a state road from Greenfield to Franklin - - -	444		444	482	491	499
391	A bill to incorporate the New Amsterdam manufacturing company - - -	445		445	466	455, 471,	490
391	A bill to locate a state road from Isley's Mills to intersect state road from Lafayette, &c. - -	452		452	482		498
392	A bill to appropriate the unexpended balance of the three per cent. fund in Orange county - -	454		454	466	469, 489,	496

393	A bill to authorize sale of a certain school*section in Lagrange county -	460	484	485	199
394	A bill to incorporate the St. Mary's Bridge Company -	461	484		198
395	A bill in relation to the compensation of members of the Legislature -	466			
396	A bill for the relief of Zachariah Nicholson -	467	485		498
397	A bill regulating the practice of law, in suits instituted for the relief, &c. -	467	485	493	498
398	A bill to incorporate the Indianapolis Cemetery -	468			
399	A bill authorizing a change of certain grounds in Indianapolis -	471	488		498
400	A bill to repeal a certain act therein named and for other purposes -	475	485	493	498
401	A bill to locate a state road from Springfield to E. Hatfield's, in Greene county -	476	488	493	498
402	A bill declaring appropriation acts in force from passage -	487	490	492	

BILLS WHICH ORIGINATED IN THE SENATE.

532

Number.	TITLES.	Reported from Senate.	Proceedings in committee of the whole and in the House.	Passed Ho.	Other proceedings.	Approved. See S. Jour.
1	A bill providing for the division of the 8th and for	33		33	42,45	
2	mation of the 9th judicial circuits -	72	83,114	153	171,176,179	
3	A bill to change time of holding courts in part of	127	140,193	224	231,264	
4	third circuit -	65		72	83,98	
5	A bill to amend the act authorizing, &c. a dam a-	96		96	98,99	
6	cross St. Joseph river -	127	140	145	166,179	
8	A bill to amend the act for the formation of the	152	233	241	257,265	
9	county of Brown -	127	140	145	176	
13	A bill authorizing Treasurer to receive, &c. surplus	152	233,346			
15	revenue -	152	233			
23	A bill authorizing the election of trustees of the li-	152	233			
	brary in Pike county -	152	233			
	A bill to legalize the election of probate judge in	152	233			
	Fulton county -	152	233			
	A bill for the relief of James Sutfin -	152	233			
	A bill for the relief George Brodrick -	152	233			
	A bill to legalize the election &c. of H. P. De Bruler	152	233			
	as Probate Judge of Pike county -	152	233			
	A bill amendatory of the act to regulate the mode of	205	292			
	doing county business -	205	292			

24	A bill to amend 9th section of act relative to crime and punishment -	-181	258,275,	308,328,338,
25	A bill to organize the county of Steuben -	-152	235	241,257,265,
26	A bill to organize Lake county -	-153	235	241,265,265,
27	A bill to amend the act to provide for commissioning sheriffs, &c. -	-181	258,275,	309,344,363,374
28	A bill for the formation of the Pleasant Run school district in C. county -	-205	291	309,347,374,
34	A bill to authorize commissioner of certain reserved township, to sell certain land -	-205	292	309,328,338,
38	A bill to establish a certain state road therein named in the counties of Perry, &c. -	-181	209	218,398,414
42	A bill to incorporate the Carroll county seminary -	-152	236,278,	309,344,363,374
47	A bill to incorporate the trustees of the Indiana Asbury University -	-127	140	153,171,179,
	A bill to incorporate the Laurel savings institution -	-152	233,278,389	404,483,493,
	A bill to amend act organizing circuit courts -	-181	270	308,328,338,
	A bill vacating state road from Troy to Washington	-205	292	
	A bill declaring a certain road therein named a state road -	-205	284	
	A bill legalizing sale of s. e. qr. sec. 16, in town 14, N. in Shelby county -	-206	284,302,	332,351,363,374
	A bill to locate a state road from Russelville in Putnam county to Blakesburgh -	-206	291,303,	332,351,363,374
	A bill authorizing the location of a state road -	-206	284	
	A bill to incorporate the Indiana mutual fire insurance company -	-206	284,301,	302,374

BILLS WHICH ORIGINATED IN THE SENATE.

534

Number.	TITLES.	Reported from Senate	Proceedings in committee of the whole, and in the House.	Passed Ho.	Other Proceedings.	Approved See S. Jour.
	A bill to change the name of Fulton [Fullerton] to that of Lodi	217296		309328,338,		
	A bill to establish a state road therein named	217296,434,				
	A bill supplemental to the act for division of 8th circuit, &c	217295		309328,338,		
	A bill to incorporate the town of Greensburgh	218295		309470,479,		
	A bill relative to evidence	218295,345,364		468481,488,		
	A bill to establish a state road from Kirk's, &c. to Michigan City	218293				
	A bill to relocate a part of the Shelbyville and Vernon state road	218295				
	A bill to authorize a change in part of the Mooresville and Danville road	240296,299,336		336398,415,		
29	A bill to organize Wells county	240296		392412,421,		
33	A bill relating to state roads	240296,306,		332351,363,		
	A bill to incorporate the Eel river manufacturing company	241296,315,		332351,412,421		
69	A bill to incorporate the Indiana Pottery company	172		182191		
79	A bill authorizing the commissioner of Michigan road to correspond, &c.	172239		254283,305,		

72) A bill to change the name of Jamestown in Henry county, &c.	285	367 374,386,
A bill to incorporate the Delphi insurance company -	310 369	387 479,488,
A bill to amend act to organize probate courts, &c. -	310 336	
A bill to change name of South Bend to that of Otewega [Otulga] - - - - -	311 453	453
A bill to locate a state road from Cambridge to Fort Wayne - - - - -	333 382,389, 105, 113	
A bill to authorize a change in certain state road, &c	333	383 412,421,
A bill supplemental to act authorizing commissioner of Michigan road to correspond, &c. - -	342	343 398,415,
A bill to establish a certain state road therein named	343 395	405 425,472,488
A bill to ratify, &c. an act of Ohio, incorporating a company, &c. - - - - -	341 395, 116,	434 483,493,
A bill to incorporate the Liverpool bridge company -	344 395	483,493,
A bill to incorporate the Crawford county Blue river bridge company - - - - -	344 405	394 479,488,
A bill to establish, &c. certain state roads therein named, and for other purposes - - -	344	
A bill to incorporate, the Laurel Academy - - -	351 431	345 412,421,485
A bill to amend act to incorporate Perrysville, &c. rail road company - - - - -	352	455 480,488,
A bill to relocate a certain state road therein named	352 431	385 426,442,
A bill to incorporate the Wabash and Lafayette bridge company - - - - -	352	455 480,488,
A bill to establish the state roads therein mentioned -	352	371 412,421,
A bill to incorporate the New Albany Hotel Co'y. -	352 395	385 483,494,
A bill to locate a state road in Laporte county -		405 470,472,

BILLS WHICH ORIGINATED IN THE SENATE

536

Number.	TITLES.	Reported from Senate	Proceedings in committee of the whole, and in the House.	Passed Ho.	Other proceedings.	Approved See S. Jour.
	A bill to locate a state road therein named	352	397,434,	455	470,472.	
	A bill to amend act to establish a state road from Rome to Jasper	352		363	374,386,414	
	A bill incorporating congressional townships and providing for public schools therein	354		364	378,469,479	
	A bill to relocate a part of the state road from Noblesville to Andersontown	379		439	470,472,	
39	A bill to incorporate the Eel river steam mill company	379	439	468	493	
	A bill to locate a state road from Hathaway's mill to intersect &c.	379		439	470,472,	
	A bill to provide for a state road therein named	379	443	444		
	A bill to authorize the location of a state road from Rochester to Monticello	379	439	457	483,493,	
	A bill to locate a state road therein named	379	439	457	484,494,	
	A bill declaring Banbango creek a public highway	381	439			
	A bill for the relief of Seth Cushman, collector of Scott county	381		389	412,421,	
	A bill to authorize A. Weymire to build a dam in the Wabash	382		439	470,473,	
	A bill to incorporate the Mt. Vernon insurance Co.	382		397	455,480,	

40 A bill to change direction of Michigan road in sec. 32 on said road - - -	381	382	398,415,
A bill to provide for construction of a lock in the dam near Delphi - - -	393	393	412,421,
A bill to provide that Recorders shall furnish Clerks with list, &c. - - -	400	442,457,	
A bill amendatory of acts regulating writs of foreign and domestic attachment - - -	400	442	443 472,489,
A bill to amend 34th section of act relative to crime and punishment - - -	401	413	465,474,490
A bill to authorize certain persons &c. to erect a dam across the White river, in Lawrence co. - - -	401	440	465,474,488
A bill to incorporate the Patriot turnpike company - - -	401	440	453 480,490,
A bill to locate a state road from Blair's mill to Kraco - - -	401	439	470,473,
A bill to declare the law now in force on the subject of granting license, &c. - - -	401		
A bill to amend act to provide for an equitable mode of levying, &c. - - -	403	413,433,	434 465,474,488
A bill to incorporate the Crawfordville and Terre Haute turnpike company - - -	405		476 465,481,488
A bill to incorporate the Trustees of the New Albany seminary - - -	418		453 480,488,
A bill to establish certain state roads therein named - - -	418		418 493
A bill to appropriate part of 3 per ct. fund for purposes therein named - - -	418		419 470
A bill for making, &c. a state road from Landing's ferry to intersect, &c. - - -	424	442,457,	

BILLS WHICH ORIGINATED IN THE SENATE.

538

Number.	TITLES.	Reported from Senate	Proceedings in committee of the whole and in the House.	Passed Ho.	Other proceedings.	Approved. See S. Jour.
	A bill to incorporate the Indianapolis and Michigan city rail road company - - - - -	425		444	471, 488	
	A bill to appropriate the three per cent fund in certain counties therein named - - - - -	425		443	455, 458, 480	
	A bill to provide for settlement of commissioners of the three per cent. fund, &c. - - - - -	425		426	480, 488	
	A bill to locate a state road from Anderson town to Knightstown - - - - -	425		433	480, 488	
	A bill to locate a state road from Shelbyville to Columbus - - - - -	425		425	493, 493	
	A bill authorizing funding 3 per. cent fund belonging to Sullivan county - - - - -	425		425	480, 488	
74	A bill to amend act to incorporate Logansport and Ec: river Bridge company - - - - -	448		448	470	
57	A bill to amend act allowing writ &c. of <i>ad quod damnum</i> - - - - -	448	451			
	A bill to amend act to organize probate courts, &c. - - - - -	448	452		483, 493	
48	A bill amendatory of act relative to crime and punishment - - - - -	448				
71	A bill to amend act to provide for a general system &c. - - - - -	448		456	480, 488	

A bill amendatory of act for opening, &c, roads and highways - - -	448	453
72 A bill to amend act to incorporate Buffalo, &c. rail road company - - -	448	461, 462,
75 A bill declaring a certain road therein named a state road - - -	448	
A bill legalizing an election for sale of 16th sec. T 3, R. 2, W. in Lawrence county - - -	448	
77 A bill to amend act for incorporation of Public Libraries - - -	449	
A bill to amend act to incorporate Turkey Plain Manufacturing Company - - -	449	
68 A bill to incorporate Indianapolis Female Institute - - -	449	
A bill to locate a state road in Laporte county - - -	449	
A bill authorizing sale of certain seminary lands in Monroe county - - -	449	
A bill to preserve the fire engine at Indianapolis - - -	449	
A bill to incorporate the town of Shelbyville - - -	460	
A bill to relocate the seat of justice in the county of Noble - - -	465	
A bill authorizing the Board of Internal improvement to lease certain surplus water, &c. - - -	465	478
A bill to change time of holding courts in the 7th circuit - - -	465	
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A bill to change the time of holding probate courts in the county of Vigo - - -	475	
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		466 480, 488,
		475 484, 493,

BILLS WHICH ORIGINATED IN THE SENATE.

540

Number.	TITLES.	See S. Jour.		
		Reported from Senate	Proceedings in committee of the whole, and of the House.	Passed Ho.
				Other proceedings.
				See S. Jour. Approved
	A bill to fix the pay of Fund Commissioners	477		477/493
	A bill for the relief of James Warren	478		478/484, 493
	A bill to incorporate the Carmel steam mill and manufacturing company	482		483
	A bill to authorize the survey of a rail road from Rushville to Cambridge	484		
	A bill to authorize the survey of a road from Mauksport to Salem	491		491

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RESOLUTIONS.

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SUBJECT MATTER OF	Intro- duced.	Mover's Name.	Other Proce- dings.	Adopt- ed.
To print list of Standing Committees	32	Mr. Steele		32
To inform Senate that House is ready to go into election of United States Senator	35	Evans		35
Giving probate jurisdiction to judges of the circuits	35	Cook		35
To supply Supervisors with the road law	36	Storm		36
Constituting the mover of a proposition a member, &c.	-	Strain		36
Requiring the names of persons calling for ayes and noes to be journalized	36			
In relation to revising the militia law	36	Haymond		36
In relation to returns of marriages, &c.	36	Zenor		36
To amend the act requiring the recording of town plats	36	Eckles		26
To go into the election of Secretary of State, &c.	36	Bloomfield		36
In relation to increasing compensation of Governor, &c.	39	Posey		39
To amend the 43rd section of internal improvement act	39	Mace		40
On the subject of abolishing public executions	40	Vandever		40
Exempting from taxation such property as is exempt from execution	40	Wright		40
Requiring prosecuting witnesses to pay costs in certain cases	40	Hubbard		40
On the subject of postage	40	Baird		40
To dispense with the office of Overseer of the poor	41	Hanna of C.	Rejected.	
On the subject of amending the road law	43	Burns		43
To extend the time of paying state revenue into Treasury	43	Powell		
On the subject of probate circuits	43	Gird	Rejected.	
	43	Matthews		43

In relation to return days in the probate courts, &c.	43	Eckles	13
To amend the execution law	43	Smith	
In relation to license to merchants	47	Hubbard	47
For a survey of a McAdamized road	47	Vandeveer	50
In relation to amending the Revenue Law	50	Crume	50
For a rail or McAdamized road	51	Stealc	51
For the survey of a rail road from Rushville to Fort Wayne	51	Posey	51
To change mode of appointing board of public works	51	Cook	68
For a clay turnpike from Madison to Vincennes	51	Boone	
In relation to funding surplus revenue	51	Stapp	
In relation to a bridge across Wabash at Williamsport	52	Mace	52
For the construction of a rail road from Crawfordsville to Danville	52		
Illinois	52	Evans	52
For a rail or turnpike road from Lafayette to Michigan city	52	Brown of T.	52
For grading and bridging Columbus and Jeffersonville road	52	Ferguson	52
To exempt pensioners from taxation	52	Vandeveer	52
For appointment of township Assessors, &c.	52	Storm	52
For a survey of a macadamized road from Terre Haute &c.	52	Wright	52
For the formation of an additional judicial circuit	52	Eckles	52
For a survey of a turnpike road from Salem to Rockford	52	Depauw	53
In relation to the duty of supervisors, &c.	53	Miller	53
To memorialize Congress for land for use of rail road	53	Hanna of M.	53
To amend law in relation to county surveyors	53	Smith	53
In relation to the navigation of the Wabash	53	Myers	54
To abolish imprisonment for debt	54	Walpole	54
Changing time of holding court of assessment	54	Strain	54
To repeal act for encouragement of education	54	Burns	54
To amend probate act	54	Matthews	54

rejected

RESOLUTIONS.

552

SUBJECT MATTER OF	Intro- duced.	Mover's name.	Other proceed- ings.	Adopt- ed.
For a survey for a rail road from White Water canal to Ft. Wayne,	54	Mr. Smith		60
In relation to the election of Directors of State Bank	60	Dunn		60
To amend militia law,	60	Berry		60
For an appropriation on the East Fork of White river,	60	Boon		60
For a turnpike road from Michigan city to Lawrenceburgh,	60	Pepper		60
For extension of Madison and Lafayette rail road to Michigan city	61	McCarthy of P & N		61
In relation to bridges across canals,	61	McCarthy of F.		61
For the incorporating the Erie and Michigan rail road company	61	Baird		61
For an allowance of A. Wilson, commissioner of Fr. Lick lands	61	Vandever		61
In relation to the 3 per cent. fund	61	Ferguson		62
For a rail road from Muncietown to Fort Wayne	62	Rockhill		62
For a rail road from Shelbyville to Andersontown	62	Gird		62
To amend the school law	62	Burns		62
For a survey of a Macadamized road from Rushville to Nat. road	62	Poscy		62
On the subject of State taking stock in Napoleon turnpike company	62	Shook		62
In relation to the mail route from Terre Haute to &c.	62	Burton		62
In relation to the interest on loans for internal improvements	62	Jones		62
For a turnpike road from Bloomfield to Bedford	63	Storm		63
In relation to the expense of surveying lines (of land)	63	Strain		63
For a uniform mode of doing county business	63	Vanmetre		63
Defining when work shall be done on roads	63	Hanna of M.		63
For sale of suspended canal lands	63	Burk		63

In relation to tax for road purposes	63	Mr. Wright	63
For a turnpike road from Kirk's to Michigan city	64	Hanna of C.	61
Giving further time to State Bank and branches to report	65	Marshall of Jeff.	65
To print seven hundred copies of journals	66	Marshall of Jack.	66
For a survey of a rail or turnpike road from Indianapolis to &c.	68	Nicholls	68
On the subject of revising the militia law	68	Rush	68
In relation to township 8 south, range 2 west	68	Huckeby	68
To amend 'crime and punishment act' in relation to assault & battery	68	Breeze	rejected.
To amend 60th section of the road law	68	Shook	rejected.
To amend the act in relation to crime and punishment	68	Matthews	rejected.
For a turnpike or rail road from Terre Haute to Vincennes, &c.	69	Dowling	69
To amend the act for assessing and collecting the revenue	69	Williams	69
For a turnpike road from the State line to Muncietown	69	Puckett	69
In relation to increasing the branches of the State Bank	69	McCarthy of F.	69
To construct a clay turnpike from National road to intersect, &c.	69	Hoobler	69
To amend the astray law	69	Powell,	69
For a clay turnpike from Peru to Rochester	69	Hood	69
For a survey of a turnpike from Columbus to Terre Haute	70	Lee of B. & B.	70
For a turnpike from Connorsville to Raysville	70	Crume	70
For survey of rail road fr. connection of W. W. & central canal to &c.	70	Burk	70
For a rail or turnpike road from Centreville to Huntington	70	Vanmetre	70
For a turnpike road from the Connorsville and Indianapolis. road	70	Walpole	70
For a turnpike or rail road on the Michigan road	70	Fitch	70
In relation to a jury before Justices of the peace	70	Baird	70
To amend 20th sec. of <i>ad valorem</i> act	70	Gird	70
In relation to printing reports	71	Morris	71
In relation to militia fines	71	Jackson	71
Imposing a penalty on militia officers elect refusing to qualify	71	Miller	71

RESOLUTIONS.

554

SUBJECT MATTER OF	Introduced.	Mover's Name.	Other Proceedings.	Adopted.
For the sale of the remaining lots in Indianapolis	73	Mr. Morris		73
To repeal a part of the practice act	74	Burns		93
In relation to adjourning over	74	Burton	87, 105	
To procure a clock for the use of the Ha	74	Owen		84
In relation to the election of justices of the peace	78	Depauw		78
In relation to the collection of militia fines	78	Posey		78
To ascertain whether the Supreme Judges will revise the laws	78	Mace		78
For the establishment of a medical and law college	79	Cook		79
For the sale of the Governor's Circle	79	Williams		79
On the subject of laborers for the public works	79	Burk		
To raise a committee on unfinished business	84	Vandever	rejected.	
Calling upon Auditor for a report	84	Crume		84
On the subject of the militia	84	Stapp		85
As to the constitutionality of post masters being members of G. As.	85	Proffitt		85
On the subject of raising salaries of Secretary of State, &c.	85	Hanna of M.		85
Requesting Governor to have the strength of militia laid before, &c.	87	Stapp		87
In relation to the west fork of White river, &c.	90	Breeze		90
Altering times of holding courts in 6th circuit	91	Morris		91
To amend the probate law	91	Powell		91
In relation to tax collected for road purposes	91	Odell		91
Abolishing present probate court, &c.	91	Lusk		91
In relation to classifying the public works	91	Pepper		91

In relation to the three per cent. fund	-	91	Boone		91
To amend the criminal law	-	91	Posey	rejected.	91
In relation to county seminaries	-	92	Vandeveer		92
In relation to an amendment of the school law	-	92	Gird		92
To place a copy of the acts in each township, &c.	-	92	Haymond		92
In relation to amending revenue law	-	92	Smith		92
In relation to the three per cent. fund	-	92	Morris		92
To abolish capital punishment	-	92	Owen		92
Authorizing errors of Collectors &c. to be corrected	-	92	Dunn		92
To amend the 35th section of road law	-	93	Lee of B. & B.		93
For establishing in N. York a Commissioner of deeds	-	93	Maxson	rejected.	93
In relation to the Indiana teachers seminary	-	93	James		93
In relation to an amendment of crime and punishment act	-	93	Matthews		93
In relation to subpoenas for witnesses to appear before grand jury	-	93	Nicholls		93
To amend 12th section of school law	-	93	Mahan		94
For a memorial to Congress for land	-	94	Fitch		94
To punish persons guilty of seduction	-	94	Proffitt		94
In relation to school commissioners	-	100	Gird		100
On adjourning over	-	106	Reeve		106
Tendering use of Hall to Mr. Burbans--Phrenologist	-	106	Dowling		106
In relation to internal improvements	-	106	Proffitt		106
In relation to amending school laws	-	106	Matthews		106
In relation to accidents on steam boats	-	106	Wright		106
For a survey of a further extension of the feeder of the C. canal	-	107	Cunningham		107
In relation to the surplus revenue	-	107	Burns		110
For opening and laying out a road	-	110	Brown of S.		110
In relation to the Eel river navigable feeder	-	110	Burton		110
For a survey of a rail road from Rockport to Pittsburgh	-	110	Howell		110

SUBJECT MATTER OF	Intro- duce d	Mover's Name.	Other Procee dings.	Adopt- ed.
In relation to contractors on the Wabash and Erie Canal	-110	Mr. Wines of G & W		110
In relation to the 7th judicial circuit	-111	Eckles		111
For a survey of a rail or clay turnpike road from Newburgh to, &c.	-111	Graham		111
To vest in board of public works power to make changes in roads	-111	McCarthy of F.		111
In relation to damage on protested bills of exchange	-111	Brown of T.		111
In relation to an amendment to the school law	-111	Mahan		111
In relation to the collection of the revenue	-111	Gird		111
In relation to copies of deeds being evidence	-111	Thornton		111
For a survey of an extension of Erie and Michigan canal	-112	McCarthy of P & N		112
For an appropriation on a clay turnpike from Mt. Vernon to, &c.	-112	Owen		112
For an experiment of a wooden turnpike	-112	do.		112
Subjecting equitable titles to sale under execution	-112	Mace		112
In relation to special sessions of circuit courts	-112	Nicholls		112
To repeal a part of the revenue act	-112	Burton		112
For a survey of a clay turnpike from New Albany to Mt. Carmel	-112	Porter		112
Requiring state to take stock in the Vevay turnpike company	-112	Eggleston		112
Repealing a part of the usury law	-113	Mahan		113
In relation to tax on vendors of merchandise	-113	Evans		117
For the improvement of the Vistula road	-117	Baird		117
For a survey of a clay turnpike on the Wabash	-117	Mace		117
For a compilation of the laws relative to astrays	-117	Ferguson		117
To alter the boundary lines of Wells county	-117	Burk		117

For dividing the county of Jay	-	-	-	118
In relation to adjourning <i>sine die</i>	-	-	-	118
Authorizing married women to hold personal property	-	-	-	118
In relation to a revision of the laws	.	.	.	118
For a survey of a branch of the Jeffersonville &c. rail road	-	-	-	118
In relation to work on roads	-	-	-	119
For a repeal of a part of the revenue law	-	-	-	119
In relation to the fire engine &c	-	-	-	119
For a survey of a turnpike from Fort Wayne to &c.	-	-	-	119
In relation to the navigation of the Big Vermilion	-	-	-	119
In relation to the Collectorship of Knox county	-	-	-	119
For the construction of a turnpike from Orleans to Leavenworth	-	-	-	119
In relation to school districts	-	-	-	119
For a survey of a turnpike from Troy to Paoli	-	-	-	120
In relation to a township treasurer	.	.	.	120
In relation to the surplus revenue	.	.	.	125
In relation to the interest on loans	.	.	.	126
In relation to loaning surplus revenue to fund commissioners	.	.	.	126
In relation to the militia	.	.	.	126
In relation to transcripts of Justices of the peace	.	.	.	126
To classify public works	.	.	.	133
In relation to <i>femes covert</i>	.	.	.	133
Pledging 3 per cent. fund for interest on loans	.	.	.	134
In relation to the school law	.	.	.	134
In relation to act regulating interest on money	.	.	.	134
To repeal so much of <i>ad valorem</i> act as relates to school fund	.	.	.	134
For the establishment of a state asylum	.	.	.	134
For the election of county Auditors	.	.	.	135
Haymond	rejected			118
Owen				118
Boone				118
Burton				118
Hanna of C.				119
James	rejected			119
Morris				119
Hubbard				119
Burns				119
Myers				119
Sands				119
Graham				119
Huckeby				120
Shook				120
Nicholls				135
Hubbard				126
Proflitt				126
Hanna of M.				126
Eckles				133
Lusk				134
Smith				134
Jones				134
Depauw				134
Burns				134
Hubbard				134
Elder				134
Cook				135

RESOLUTIONS

SUBJECT MATTER OF	Introduced.	Mover's Name.	Other proceedings.	Adopted.
In relation to compensation to Fund Commissioners for services	135	Mr. Burk		135
In relation to the filing of appeal papers	135	Thornton		135
For the State to take stock in the Levenworth &c. rail road com'y.	135	Vandever		135
To confine persons to their own townships in voting	135	Odell	rejected.	
In relation to dower in Michigan road land	135	Morris,		135
Ordering the Journal to be indexed	135	Hubbard		135
In relation to adjourning <i>sine die</i>	135	Matthews		
In relation to members of Board of public works using money, &c.	136	Evans		136
In relation to the poor laws	136	Burton		136
In relation to proof in the trial of the right of property	136	Burns		136
To repeal 13th section of internal improvement act	136	Cook		136
In relation to the amount of interest to be annually paid	136	Conner		136
In relation to Levenworth and Bloomington rail road	136	Sands		136
To amend 1st section of <i>ad valorem</i> act	142	Shook	rejected.	
Calling for a report from Fund Commissioners	147	Brown of T.		147
In relation to adjourning over New Year	150	Vandever		
In relation to Clerks appointing Assessors	154	McCarty of F.		154
For the establishment of a road	155	Baird		155
Calling upon Board of Public Works for list of contracts	155	Proffitt		155
For the formation of a new circuit out of 5th and 7th	155	Briggs		155
In relation to three terms of the courts in a year	155	Burns		155
For a Branch Canal in Madison county	155	Cook		155

For State stock in the Evansville and Vincennes rail road company	155	Miller	155
To amend the 49th section of the road law	155	Hanna of C.	155
To amend 15th section of internal improvement act	156	Gird	156
For a turnpike from Rushville to White Water canal	156	Reeve	156
In relation to cart ways	156	Long	156
In relation to publishing decisions of Supreme Court	156	Thornton	156
To abolish office of Commissioner on Wabash river	164	Evans	164
For a turnpike from Evansville to Washington	164	Proflitt	164
For a turnpike from Paoli to Wabash river &c.	164	Proflitt	164
For the establishment of a Lunatic Asylum	164	Bennett	164
In relation to an amendment to Probate act	164	Zenor	164
In relation to public defaulters	164	Boon	164
For a turnpike from Bloomington to Merom	165	Briggs	165
In relation to the surplus revenue	165	Smith	165
In relation to Constables	165	Brown of S.	165
For a clay turnpike from Troy to Central canal	165	Huckeby	165
For a survey of a clay turnpike from Maukport to New Albany	165	Thornton	165
In relation to practice in Chancery, &c.	165	Thornton	165
For a turnpike from Leavenworth to Jasper	165	Sands	165
For a turnpike from Madison to the town of Wabash	166	Vanmetre	166
For State stock in Franklin &c. turnpike company	166	Walpole	166
Tendering use of Hall to Education Convention	166	Evans	166
In relation to the surplus revenue	166	Morris	166
In relation to the Wabash and Erie canal	170	Wright	170
In relation to filling vacancies in office of Supervisors	170	Williams	170
For a Macadamized road from to Jeffersonville	170	Ferguson	170
In relation to revising the road laws	171	Burton	171
In relation to the militia and arms	171	Talbott	171

RESOLUTIONS.

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SUBJECT MATTER OF	Introduced.	Mover's name.	Other proceedings.	Adopted.
To increase the annual appropriation on state Library	171	Mr. Briggs		171
Tendering use of Hall to Education Convention	177	do.		177
In relation to the Michigan Road	183	Powell		183
In relation to the interest on loans	183	Flood		183
In relation to county seminaries	183	Longley		183
In relation to the surplus revenue	188	Pepper		
In relation to adjourning over	195	Wright	199	195
To supply members of board of Public works with printed reports	196	Proffitt		196
For a committee to examine Secretary of States Office	196	Wright		196
To amend 2nd section to <i>advalorem act</i>	199	Smith		199
In relation to interest on money and judgments	199	Eckles		199
In relation to the ordinance of '87	199	Fitch		199
In relation to the surplus revenue	211	Jones		
In relation to the surplus revenue	212	Proffitt	218	221
Requiring board of public works to report the number of engineers	221			
Changing the rules	238	Thornton		238
In relation to school funds	245	Posey	246, 308,	245
In relation to an extension of the system of Internal Improvements	253	Owen	Rejected.	
On the same subject	254	Vandever	Rejected.	
Authorizing Clerk to employ assistance	256	Crume		256
In relation to extending internal improvement system	268	Mace		
In relation to the Wabash Fund	347	Wright		347

In relation to a Bank loan	-	Maxson	348
Calling upon Board of public works for information	-	Burns	348
In relation to the school law	-	Baird	348
In relation to the Wabash and Erie canal	-	Mace	348
In relation to mortgages on personal property	.	Baird	348
On the subject of ferries	-	Depauw	348
In relation to laborers for public works	-	Burk	348
In relation to amount of money to be borrowed annually	-	Crume	348
For night sessions	-	Dowling	362
In relation to canal bridges	-	Wines of G & W	380
Changing hours of meeting of the House	-	Owen	390
For an allowance to John Dumont for revising school laws	-	Thornton	399
For a state Board of Equalization	-	Maxson	399
In relation to the rapids in the Wabash	-	Wright	399
To raise premium on Wolf scalps	-	Long	399
On the subject of members leaving before the adjournment	-	Hoobler	417
Relative to the postage of the Auditor	-	Morris	453
Tendering thanks to the Speaker	.	Brown of T.	454
To print surplus revenue act	.	Miller	467
Calling upon committee on enrolled bills for information	.	Bennett	481
Requiring attendance of absent members	.	Crume	487
For a committee to wait on the Governor	.	Hubbard	500
Informing Senate of a readiness to adjourn <i>sine die</i>	.	Armstrong	500
			rejected
			rejected
			rejected

JOINT RESOLUTIONS WHICH ORIGINATED IN THE HOUSE OF REPRESENTATIVES.

562

Number.	TITLES.	Introduced.	Proceedings in committee of the whole, and in the House.	Passed Ho.	Passed Sen.	Other proceedings.	Approved.
10	Relative to postage	-	4650	50			
23	Relative to the province of Texas	-	6673,236				
25	On the subject of the election of Vice President	-	7180				
26	Relative to the surplus revenue	-	7186,188				
27	Relative to the purchase of the Louisville and Portland canal stock	-	7186	94204	210,213		231
34	Asking an appropriation for the public works at Michigan city	-	7387	94204	210,213		231
40	Relative to the turnpike road from New Albany to Vincennes	-	85115				
46	In relation to ports of entry	-	94121,141,167	177			
47	To establish a mail stage route from N. Albany to Terre Haute	-	94121,130,133				
61	Relative to the White Water canal	-	109138				
67	In relation to the Bank of the United States	-	113138 [170				
68	In relation to the Cumberland road	-	113138, 142, 167,	223			
74	On the subject of declaring Evansville a port of entry	-	120139,142,173				
75	On the subject of a feeder taken out of the Tippecanoe river	-	120139				
76	Relative to the officers of the State Bank and branches	-	126145	144218	291,304		
87	On the subject of a mail route from Crawfordsville to Eugene	-	136146,167				
104	On the subject of steam navigation in the United States	-	141230,292,315	332	482	486	499
115	On the subject of revising the laws	-	142232				
121	On the subject of the late order of the Secretary of Treasury, &c.	-	156236	242	286	283,304	328
132	On the subject of the 3 per cent. fund	-					

146	To procure Tract books	-	-	-	172	239
147	In relation to furnishing the county of Porter with revised code	-	-	-	172	239
174	In relation to a law therein named	-	-	-	201	
215	On the subject of a bridge over the Kankakee	-	-	-	221	
289	Providing for the election of a public printer for each House	-	-	-	334	
296	Respecting Blackford's Reports	-	-	-	334	
317	For the benefit of certain French inhabitants in and near Vincennes	-	-	-	345	
322	On the subject of sundry amendments to the Constitution	-	-	-	350	395
323	On the subject of removing the Surveyor General's office	-	-	-	350	
360	On the subject of the White Water canal	-	-	-	398	
374	To amend &c. a J. R. on subject of officers of State B'k. & branches	-	-	-	409	420
380	For the benefit of the Lutheran church	-	-	-	415	
		255	286	292,305		328
		201	217	233,231		271
		221	240	283,305		328
		381	465	466,471		497
		383	420	471,489		498
		345	401	421,442		460
		404	424	426,442		460
		435				
		451	466	469,489		497
		446	491			498

JOINT RESOLUTIONS WHICH ORIGINATED IN THE SENATE.

Number.	TITLES.	Proceedings in Committee of the whole, and in the House.	Passed Ho.	Other proceed- ings	See S. Jour. Approved.
10	Relative to constructing a harbor at lake Michigan	152 233			
16	Relative to passing a preemption law by Congress	127 140			
18	On the subject of the Cumberland road	152 233, 235,	235	264, 265,	
20	Relative to the appointment of Commissioners to adjust the boundary line between Ohio and Indiana	152 235	241	285, 338,	
50	In relation to the publication of a certain law	127 140	154	179	
61	In relation to the improvement of the Wabash river	152	163	179	
80	On the subject of the surplus revenue	172 237, 390,	405	419, 470,	
81	In relation to the improvement of the southern coast of L. Michigan	172 239	255	283, 305,	
	Relative to the construction of two harbors at Lake Michigan	181 270	308	328, 338,	
	Authorizing a committee to revise &c, the laws	205 292, 468,	468		
	On the subject of the Northern Canal	217	223	230, 264,	
	On the subject of the public lands suspended from sale on line of W. & E Canal				
	Relative to the continuation of the Buffalo & Miss. rail road	284 367	380	398, 414,	
	Relative to a fire engine for Jeffersonville	285	285	305, 317,	
	In relation to preemption and preemption floats	310 368, 479,			
	Relative to the acts of Congress now on file in Secretary's office	333 383, 392, 403	404	470	
	In relation to the publication of a certain law therein named	418 442	557		
		478			

S

SECRETARY OF STATE.

Communicates his annual report	-	-	-	31
Elected	-	-	-	41
Report of committee appointed to examine office of	-	-	-	266

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Report of Commissioners of	.	-	-	57
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STATE BANK.

Communication from cashier of Lawrenceburgh Branch of				31
Report of Fort Wayne and Bedford Branches	-	-	-	45
Report of Indianapolis, Madison and New Albany	-	-	-	49
" Richmond	-	-	-	57
Election of Directors	-	-	-	76
Report of Evansville Branch	-	-	-	83
Communication from President of	-	-	-	88

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THREE PER CENT. FUND

Report in relation	-	-	-	45
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TIPPECANOE BATTLE GROUND

Governor submits design for a monument	-	-	-	212
Report of committee in relation to monument	-	-	-	316

TREASURER OF STATE

Report of	-	-	-	58
Report of	-	-	-	173
Communication in relation to surplus revenue	-	-	-	250

U

UNITED STATES SENATOR

House resolve to go into the election of	-	-	-	11
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Governor returns with his objections Bill No. 79	-	423
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W

WABASH RIVER

Communication from Commissioner on	-	31
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